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ARCHIVES OF MARYLAND
LXX

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND
1681-1683

COURT SERIES

(15)

PUBLISHED BY AUTHORITY OF THE STATE UNDER THE DIRECTION OF THE
MARYLAND HISTORICAL SOCIETY

ELIZABETH MERRITT

Editor



BALTIMORE
MARYLAND HISTORICAL SOCIETY

1964



PORT CITY PRESS, INC.
BALTIMORE, MD., U. S. A.

ARCHIVES OF MARYLAND

The following volumes have been published: Volumes I to XVII and XIX to XXXII under the editorship of William Hand Browne; Volumes XXXIII to XXXV under the editorship of Clayton Coleman Hall; Volume XVIII and Volumes XXXVI to XLV under the editorship of Bernard Christian Steiner; Volumes XLVI to LXI under the editorship of J. Hall Pleasants; Volumes LXII and LXIII under the editorship of Raphael Semmes; Volumes LXIV to LXIX under the editorship of Elizabeth Merritt.

I. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1637/8-1664 (1)	1883
II. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1666-1676 (2)	1884
III. PROCEEDINGS OF THE COUNCIL, 1636-1667 (1)	1885
IV. PROCEEDINGS OF THE PROVINCIAL COURT, 1637-1650 (COURT SERIES 1)	1887
V. PROCEEDINGS OF THE COUNCIL, 1667-1687/8 (2)	1887
VI. CORRESPONDENCE OF GOVERNOR HORATIO SHARPE, 1753- 1757 (1)	1888
VII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1678-1683 (3)	1889
VIII. PROCEEDINGS OF THE COUNCIL, 1687/8-1693 (3)	1890
IX. CORRESPONDENCE OF GOVERNOR HORATIO SHARPE, 1757- 1761 (2)	1890
X. PROCEEDINGS OF THE PROVINCIAL COURT, 1650-1657 (COURT SERIES 2)	1891
XI. JOURNAL OF THE MARYLAND CONVENTION, JULY 26-AUG. 14, 1775; JOURNAL AND CORRESPONDENCE OF THE COUNCIL OF SAFETY, AUG. 29, 1775-JULY 6, 1776 (1)	1892
XII. JOURNAL AND CORRESPONDENCE OF THE COUNCIL OF SAFETY, JULY 7-DEC. 31, 1776 (2)	1893
XIII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1684-1692 (4)	1894
XIV. CORRESPONDENCE OF GOVERNOR HORATIO SHARPE, 1761- 1771 (3)	1895
XV. PROCEEDINGS OF THE COUNCIL, 1671-1681 (4)	1896
XVI. JOURNAL AND CORRESPONDENCE OF THE COUNCIL OF SAFETY, JAN. 1-MARCH 20, 1777; JOURNAL AND COR- RESPONDENCE OF THE STATE COUNCIL, MARCH 20, 1777-MARCH 28, 1778 (3)	1897

XVII. PROCEEDINGS OF THE COUNCIL, 1681-1685/6 (5)	1898
XVIII. MUSTER ROLLS AND OTHER RECORDS OF SERVICE OF MARYLAND TROOPS IN THE AMERICAN REVOLUTION	1899
XIX. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1693-1697 (5)	1899
XX. PROCEEDINGS OF THE COUNCIL, 1693-1697 (6)	1900
XXI. JOURNAL AND CORRESPONDENCE OF THE STATE COUNCIL, APRIL 1, 1778-OCTOBER 26, 1779 (4)	1901
XXII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1697/8-1699 (6)	1902
XXIII. PROCEEDINGS OF THE COUNCIL, 1696/7-1698 (7)	1903
XXIV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1700-MAY, 1704 (7)	1904
XXV. PROCEEDINGS OF THE COUNCIL, 1698-1731 (8)	1905
XXVI. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, SEPTEMBER, 1704-1706 (8)	1906
XXVII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1707-1710 (9)	1907
XXVIII. PROCEEDINGS OF THE COUNCIL, 1732-1753 (9)	1908
XXIX. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1711-1714 (10)	1909
XXX. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1715-1716 (11)	1910
XXXI. PROCEEDINGS OF THE COUNCIL, 1753-1761 (10); CORRESPONDENCE OF GOVERNOR SHARPE, 1754-1765 (4) . .	1911
XXXII. PROCEEDINGS OF THE COUNCIL, 1761-1770 (11); MINUTES OF THE BOARD OF REVENUE, 1768-1775; OPINIONS ON THE REGULATION OF FEES, INSTRUCTIONS TO GOVERNOR EDEN, MARCH 2, 1773	1912
XXXIII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1717-APRIL, 1720 (12)	1913
XXXIV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, OCTOBER, 1720-1723 (13)	1914
XXXV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1724-1726 (14)	1915
XXXVI. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1727-1729 (15) WITH APPENDIX OF STATUTES, 1714-1726 . .	1916
XXXVII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1730-1732 (16)	1917

XXXVIII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1694-1729 (17), ACTS HITHERTO UNPRINTED.....	1918
XXXIX. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1733-1736 (18)	1919
XL. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1737-1740 (19)	1921
XLI. PROCEEDINGS OF THE PROVINCIAL COURT, 1658-1662 (COURT SERIES 3).....	1922
XLII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1740-1744 (20)	1923
XLIII. JOURNAL AND CORRESPONDENCE OF THE STATE COUNCIL, OCTOBER 27, 1779—NOVEMBER 11, 1780 (5).....	1924
XLIV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1744-1747 (21)	1925
XLV. JOURNAL AND CORRESPONDENCE OF THE STATE COUNCIL, JULY 1, 1780—NOVEMBER 13, 1781 (6).....	1927
XLVI. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1748-1751 (22)	1929
XLVII. JOURNAL AND CORRESPONDENCE OF THE STATE COUNCIL (LETTERS TO THE GOVERNOR AND COUNCIL), 1781 (7) .	1930
XLVIII. JOURNAL AND CORRESPONDENCE OF THE STATE COUNCIL OF MARYLAND, 1781-1784 (8).....	1931
XLIX. PROCEEDINGS OF THE PROVINCIAL COURT, 1663-1666 (COURT SERIES 4).....	1932
L. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1752-1754 (23)	1933
LI. PROCEEDINGS OF THE COURT OF CHANCERY OF MARYLAND, 1669-1679 (COURT SERIES 5).....	1934
LII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1755-1756 (24)	1935
LIII. PROCEEDINGS OF THE COUNTY COURT OF CHARLES COUNTY, 1658-1666, AND MANOR COURT OF ST. CLEMENT'S MANOR, 1659-1672 (COURT SERIES 6).....	1936
LIV. PROCEEDINGS OF THE COUNTY COURTS OF KENT, 1648-1676, TALBOT, 1662-1674, AND SOMERSET, 1665-1668, COUNTIES (COURT SERIES 7).....	1937
LV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1757-1758 (25)	1938
LVI. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1758-1761 (26)	1939

LVII. PROCEEDINGS OF THE PROVINCIAL COURT, 1666-1670 (COURT SERIES 8).....	1940
LVIII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1762- 1763 (27)	1941
LIX. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1764- 1765 (28)	1942
LX. PROCEEDINGS OF THE COUNTY COURT OF CHARLES COUNTY, 1666-1674 (Court Series 9).....	1943
LXI. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1766- 1768 (29)	1944
LXII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1769- 1770 (30)	1945
LXIII. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, 1771 TO JUNE-JULY, 1773 (31).....	1946
LXIV. PROCEEDINGS AND ACTS OF THE GENERAL ASSEMBLY, OCTOBER 1773 TO MARCH-APRIL 1774 (32).....	1947
LXV. PROCEEDINGS OF THE PROVINCIAL COURT, 1670/1-1675 (COURT SERIES 10).....	1952
LXVI. PROCEEDINGS OF THE PROVINCIAL COURT, 1675-1677 (COURT SERIES 11).....	1954
LXVII. PROCEEDINGS OF THE PROVINCIAL COURT, 1677-1678 (COURT SERIES 12).....	1956
LXVIII. PROCEEDINGS OF THE PROVINCIAL COURT, 1678-1679 (COURT SERIES 13).....	1959
LXIX. PROCEEDINGS OF THE PROVINCIAL COURT, 1679/1680/1 (COURT SERIES 14).....	1961
LXX. PROCEEDINGS OF THE PROVINCIAL COURT, 1681-1683 (COURT SERIES 15).....	1964

CONTENTS

	PAGE
LETTER OF TRANSMITTAL.....	ix
INTRODUCTION: THE COURT.....	xi
THE JUSTICES	xi
THE CLERK	xii
ATTORNEYS	xiii
JURIES	xiv
THE SHERIFF	xv
CASES ON APPEAL.....	xvi
IMPORTANT CIVIL CASES.....	xvi
SLANDER	xvi
LAND MATTERS	xvii
SERVANTS	xviii
WENLOCK CHRISTISON, QUAKER.....	xx
THE TENNYSON CASE.....	xxii
THE INFORMER	xxii
PROCEEDINGS OF THE PROVINCIAL COURT.....	I
TABLE OF CASES.....	467
INDEX	479

LETTER OF TRANSMITTAL

To the Maryland Historical Society:

GENTLEMEN AND LADIES:

This volume of the proceedings of the Provincial Court of Maryland, 1681-1684, is Volume LXX of the *Archives of Maryland*, and number 15 of the sub-series on the Maryland courts. It is the eleventh volume on the Provincial Court. It begins on April 26, 1681, and runs until October 30, 1683. The text printed here reproduces, as well as a good modern press can do it, pages 385-771 of Liber W. C., now in the Hall of Records in Annapolis. Transcribing does not enter into the process at all: the text in these pages is set directly from photostats of the original. Thus there is one clear chance for errors which the *Archives* escapes. The handwriting of the seventeenth century is not that of the twentieth, but, with practice it can be read. The clerk of the Court, part of whose duty it was to take notes of the proceedings, and then later to write up the liber from his notes, might take chances with ordinary matters, but he was careful to write obscure material very clearly. When the justices or the parties felt offended by the failure of the clerk to put in something, they had not the least hesitation in saying so (*post*, p. 168). On March 6, 1681/2, it was "Ordered by the Court by and with the Consent of the Attorneys of both sides that the Depositions of the Plaintiffes Witnesses be taken in writeing and to be admitted as Evidence at the Tryall of the action. & the deft by his Attorney aforesaid doth admit of the award and bond in the same action:" (*post*, pp. 168-169) Had the clerk been failing to record the evidence? To be sure, in fairness to the clerk, his work for the Provincial Court was by no means all he had to do.

Respectfully submitted,

CHARLES A. BARKER,

Chairman of the

Committee on publications

RHODA M. DORSEY

AUBREY C. LAND

HAMILTON OWENS

WILSON SMITH

INTRODUCTION

The last six volumes of the *Archives of Maryland*, from volume LXV to the present volume LXX, have all been devoted to the records of the Provincial Court. For that reason, much that was said in those past introductions need not be repeated here, and the eager reader is urged to go back to them. The Court was the highest common-law court in the Province: it was composed of judges or justices appointed by the Proprietary to serve at his pleasure. The judges were also members of the Council, of the Court of Chancery and also of the Orphans' Court. In addition to their service on the Court, most of the judges held other offices in the Provincial government, and these offices were well paid in fees. Still more, many of the judges were relatives of the Proprietary, and held thousands of acres of land. Sometimes the Proprietary, who was in the Province now, read into the proceedings of one body business that related more to the work of one of the others.

"The first and last day of this Provinciall Court his L^{dsp} hath appointed to sitt in Councill at the City of St Maries to heare and receive all addresses to him made concerning Lands, whereof all persons concerned are to take cognizance soe as to be there personally present themselves or have their Attorney there ready to state their Case . . . the 27th Day of ffebry . . . Annoq Dmi. 1681[2]" (*Archives* XVII, 74).

In this period twelve different men served on the court, though in no case were more than four or five of them present at any one time. It took four men to constitute a court, of whom at least one must be of the quorum. Of course it is possible that an absent justice was away on public business; sometimes it is certain that this is the case. Sometimes, too, an Eastern Shore man on the court could not get across the Bay. Several new justices were sworn in now. William Burges of Anne Arundel County was sworn in October 12, 1682, and John Darnall of Anne Arundel County and Nicholas Sewall of St. Mary's County both were inducted June 26, 1683 (*post*, 289, 295). Thomas Truman, who had been a justice earlier, was chosen for a second time on March 28, 1683 (*post*, 371). In his earlier service Truman had shown an uncommon sense of judicial propriety. When the case of Jubar's Administrator *v* Gant came up in court, "Thomas Truman Esqr one of the justices of this Court being an evidence in this cause refused to sitt as a judge who was afterwards admitted by the Court whereupon it is considered by the Court here that a new Venire issue to the Sheriff returnable next Court." (*Archives* LXV, 634). Because he had had to testify, he would have no part in the judging.

The Court continues to sit every three months except in midsummer, and except on Sunday and Monday (*Archives* III, 546). The time a session began was always rather clear: the formula for the opening varied not at all. The adjournment was more casual: Sometimes there was no talk of adjournment, and the closing of a case would be followed, not by the ending of the

session or the opening of the next case, but by the opening of the next session. Although there must be at least four justices present to constitute a session of the court, some actions could take place before a single justice. In October 1680, Henry Exon borrowed 12,332 pounds of tobacco from William Digges, and he did not repay, though often thereunto required. Justice Digges sued Exon, and, on April 22, 1681, the innholder appeared before Chancellor Philip Calvert, who was also a justice, and confessed judgment for the amount of the loan plus 600 pounds of tobacco costs, with a stay of execution for six months (*post*, pp. 18-19). A little later the account between the same two men showed Exon in debt to Digges for 27484 pounds of tobacco unpaid. Again Exon confessed judgment before a single justice, this time before Vincent Lowe, surveyor-general of the Province (*post*, p. 323). Because Exon came in the instant he was summoned, nothing was added to his penalty beyond debt and costs.

The clerk of the Provincial Court when the session of April 1681 began was Nicholas Painter. Painter had been appointed by the Secretary General, and he was, in addition to his work with the Court, also keeper of the lesser seal of the Province and chief clerk of the Secretary's office. Painter was succeeded as clerk of the Court by William Cocks (one time when the spelling of a proper name, if unusual, was uniform) on March 1, 1681/2, and on the same day Painter was admitted and sworn in as an attorney of the Court (*post*, p. 115). Cocks was sworn in a second time on March 28, 1683. The clerk was supposed to take notes of the proceedings in the court room, possibly in shorthand, but it was up to him how he compiled the official record from his notebooks (*Archives* XX, p. 314). Like his predecessors and his successors, Painter was careless. The Court comes to a decision and Painter does not give the month and day (*post*, p. 186). In another case, the parties appeared by their attorneys, and Defendant John Nickolls by her attorney sayeth . . .". Her attorney, not his attorney. (*post*, p. 130). John Doyly on March 2, 1671/2, submitted to the Court a petition for relief from the bondage in which he was being held. Such petitions were not unusual, and very often indeed, the Court granted them. But this time they said the purported undenture was invalid, and that the "said Thomas Doyly" serve five years from the time of his arrival (*post*, pp. 166-167). Was the man John or was he Thomas?. In the case of *Bowling v. Slye* (*post*, 270-272) both parties had the same attorney. As the clerk recorded it, at least. Sometimes he just left out things, in excess of his discretion. Thomas Bland, suing Richard Hill for slander, said, among other things, that he (Bland) had been, on December 10, 1672, admitted and sworn as an attorney of the Court, (*post*, p. 9). But careful search of the Court records and of the Assembly records as well for December 10, 1672, which are printed in volume LXV of the *Archives*, shows no such admission. In the very first case set forth in this volume, the clerk seems to have gone quite wrong. William Phelps sued Edward Pindar, administrator of William Foorde, on a plea of trespass on the case. When the case came up in court, administrator Pindar said he had fully administered all of Foorde's goods. The Court said he had not thus fully administered, and ordered that Phelps have what was still due

him from Foorde. So far good. But the clerk referred to Phelps as "the said Wm. Phelps Adm^r as aforesaid" when it does not appear that Phelps was administrator of anyone.

ATTORNEYS

Of the men who appeared as attorneys at this time, more and more were attorneys at law, though the attorney in fact has not yet disappeared. Little is known of their training, or of their qualifications. It is a fact that every attorney must be a freeman. Anthony Underwood, who had come over from England, petitioned the Proprietary for admission as an attorney. He had for several years served as clerk to a London counsellor at law (although the clerk spells it councillor), and, since coming over to the Province, he had worked for Attorney Robert Ridgely. The Proprietary wrote on the petition: "Let Underwood be sworne an Attorney of y^e Provinciall Court if yo^u thinke him capable thereof". The justices did think him capable thereof, and so on March 1, 1681/2 Anthony Underwood was sworn in. Next day, the Court said it could not, in deference to the other attorneys, admit Underwood unless he could make it appear that he was a freeman. To that end he presented to the Court a certificate from the widow of Ridgely, under whom he had served, that he was a freeman (*post*, 115-116).

Only one attorney came up for disbarment in these years. There had been bad blood between Richard Hill and Thomas Bland for several years. Both men had lived and worked in Anne Arundel County. Hill was a justice of the Anne Arundel County court: Bland was an attorney in that court and also in the Provincial Court. Bland said later that he had been sworn in as attorney of the higher court on December 10, 1672, but existing records are silent on that point. When Bland sued Hill in the Provincial Court, he declared that he had had a substantial amount of work in the courts, that he had enjoyed a good reputation, and that he had been making a plentiful and sufficient maintenance for himself and his family. Yet, on August 10, 1680, before the Anne Arundel County Court sitting at the Ridge, county Justice Richard Hill, in the hearing of the justices and of others present in the room, used "false feigned scandalous lyeing and Malicious words" about him (Bland), saying that the Proprietary had said that Bland should no longer be an attorney in any Maryland court, because he (Bland) "made it his businesse to make and urge men to go to law". This was (and is) barratry, and any attorney guilty of it was liable to disbarment and even to criminal prosecution. As a consequence of Hill's words, the county justices refused to let Bland practice before them, and his clients withdrew their papers from him. So, he sued Justice Hill for 100,000 pounds of tobacco. When, later, the case came to trial, Bland failed to appear and was adjudged to pay Hill's costs. With execution. (*post* 9-12).

Attorneys were, of course, officers of the Court, and the Chancellor never hesitated to remind them of that fact, and to call them to order when he judged it meet. On October 17, 1882, while the Chancellor was giving the charge to the jury in a case, "George Thompson, gentl one of the Attorneys of this Court disturbing the Chancello^r in giving the charge . . . is ordered to depart

the Court and not to Returne again Dureing the time the said Charge is in giving" (*post*, p. 290). In June 1683 the Court passed a rule intended to keep it better informed on the plans of all the attorneys practicing before it. Every attorney having cases before the Court was ordered to "enter their appearance for such defendant with the Clerke of this Court before the sitting of the Court the second day of every Court And that every Attorney of this Court that refuses to enter their appearance as aforesaid shall for his default therein pay unto his Lopp the Lord Proprietarij for a fyne the sune of One thousand pounds of tobacco . . . to his said Lopp's use." (*post*, p. 455).

There were only fifteen men who practiced before the Court at this time, and, as usual, a few of them had most of the cases. Charles Boteler had twenty-four cases; Thomas Burford had forty-nine, and in addition, handled eight more for the Proprietary, for he was the attorney-general. Robert Carville had a hundred and seventeen cases, Kenelm Cheseldyn, sixty-one, Robert Ridgely fifty-nine and so on down. Attorneys were paid a fee regulated by law (*Archives* II, 467-468), but when a man took the pauper's oath and asked to have counsel assigned him, this was done, and the attorneys, of course, got no fee. It may be noted that when this was done, the leading lawyers were assigned to these cases (*post*, pp. 289, 456). The paupers got the best legal talent in the Province.

JURIES

No grand juries were summoned in these proceedings, although casual references seem to say that they were held, and although by an act of 1674 every county had to summon one twice each year. Each man summoned had to bear his own expenses without charge to the county, and, to make this more tolerable, nobody could be summoned more than once a year (*Archives* II, p. 392). There must also be a semi-annual grand jury for the Provincial Court (*ibid.* 462). William Hill of Dorchester was summoned to the grand jury, but he was excused when another sheriff had a writ to be served against him (*post*, p. 105). The expenses of the Provincial grand jury were to be paid out of the general levy (*post*, p. 170). John Little, summoned to serve on the grand jury, refused to take the oath and was fined according to Act of Assembly (*Archives* II, 392, 462). Was Little perhaps a Quaker? William Cheshire, presented to the grand inquest on November 24, 1680 for hog stealing, was convicted. Since hog stealing was a most serious crime in the Province, he was severely penalized. He had to pay treble damages, to stand four hours in the pillory, to have his ears cropped and to be branded on the forehead with an *H*. Cheshire said all these charges were based on suborned testimony, so he sued the suborner, Thomas Carville for three hundred pounds sterling. Carville prayed and got a jury trial. On March 31, 1681, the jury came, and being elected tryed and Sworne to say the truth in the premises, said on their oath that Thomas Carville was guilty. And they awarded Cheshire 20,000 pounds of tobacco. Carville prayed and got an arrest of judgment. But, after the delay until the next session of the Court, Carville came not but made default, and Cheshire was awarded the 20,000 pounds of tobacco with 6250 pounds more for costs (*post*, pp. 384-386).

Trial juries, petty juries, petit juries or juries of life and death were summoned fifty times or more. The sheriff of each county was under obligation to summon three good and lawful men to serve on the jury for the Provincial Court, every time the Court sat, but three good and lawful citizens could be and often were of most limited intelligence and education. Not so many at this time were marksmen, though unless they had to sign something, the fact that they could not write their name might not come out. When they were summoned to appear, they were fined according to an Act of Assembly (*Archives I, 411-412*) if they did not show up. Of the four who did not appear and were thereupon fined, one man, Henry Smith of St. Mary's County, "happened to come after the Jury was called . . . and was fyned though he made his appearance and offered himself to serv before the Jury went from the barr". Upon his humble petition to his Lordship, to whom the fines went, he was relieved (*post*, p. 346).

Trial juries had to consist of twelve men, as they still do, but more than once in these sessions, juries of eleven or even of ten men were summoned, and the verdicts they rendered were accepted (*post*, pp. 72, 160). Even the careless Nicholas Painter could hardly have done this without at least the tacit support of the Court. There were also juries of the neighborhood: these were summoned when the case involved land. The county surveyor was ordered to survey the lines and the sheriff had to impanel a jury of twelve good and honest men of the neighborhood, who had to go onto the land and to summon and examine witnesses, so that the truth of the matter might be fully discovered. The twelve good and honest men were summoned eighteen times now. They did not always agree (*post*, pp. 352, 354). When they did not, another order of resurvey issued, and so on, until a unanimous verdict was had.

THE SHERIFF

The sheriff of the county was as important as English history shows him and vastly more important than he is now. He had to be a gentleman, as his underlings and many of the other provincial officers need not be. He was the executive officer of the county, but his duties before the Court took up most of his time and his energy. As always he served all writs, collected all taxes and had the paying out of all appropriations. He had the custody of all prisoners, though custody did not usually mean jailing. But if the sheriff told the Court or the county court that he had taken a man—or a woman—and could not produce him later when his case came up, he was fined to the Lord Proprietary. Sometimes he was only threatened with amerciamment. The sheriffs were wealthy and important, and often they were well aware of their importance. Major William Boareman, or Boarman, then sheriff of Saint Mary's County, "being called to attend the Court and not appearing by him self nor any of his Deputyes the same sheriffe is fyned to his Lopp the Lord Prop^{ty} the Sume of one thousand pounds of tobacco:". (*post*, p. 172). Another time, Sheriff William Smithson, of Dorchester County, refused to bring into court a defendant of whom he had the custody, and compounded his offense by giving uncivil language to the Court. For the disobedience and the discourtesy he was

committed to the custody of the sheriff of St. Mary's County, and was required to give bond in the sum of £20 sterling for his good abearance and for his appearance the next Provincial Court (*post*, 456-457). Thomas Vaughan, of Talbot County seems to have incurred the disfavor of the Proprietary and of some of his neighbors too. Of course before he took up the office of sheriff, he had to take the oath of office, and he had as well to give bond to the Proprietary in the sum of 200,000 pounds of tobacco. What his troubles were as sheriff is not clear, but some of the neighbors were on the point of getting out executions against him. The Proprietary, or the attorney general in his name, sued Vaughan on his bond, and the conditions of the bond were read in court. A sheriff must serve the Proprietary well and truly as sheriff, and must receive and collect the dues and rents and anything else he was ordered to collect, and he must give a faithful account of them (*post*, p. 364). To the charges the sheriff pleaded nothing in bar or avoidance, and judgment for the sum demanded was rendered to the Proprietary. Before collection could be made against Sheriff Vaughan, the Proprietary sued the sureties, and, when they paid up, the sheriff was set free (*post*, p. 365).

Although the Provincial Court was the main Court or even the only one in the Province to hear cases coming up from county courts, there were not many such cases. In 1678 the General Assembly provided that there should be no new trials in the Provincial Court of cases arising in county courts (*Archives* VII, 71). By doing that, they substantially did away with the main difference between appeals and writs of error. In the years covered here, there were seven cases coming up on appeal and nine on writs of error. Of the writs of error, in no case was there an assignment of error: in two of the cases on appeal there was such an assignment, and the basis for the appeal was a matter of fact and not a matter of law (*post*, pp. 128, 235). In more than one case, the error charged rested on a variance between the declaration and either the writ or the jury verdict (*post*, p. 128, 401).

IMPORTANT CIVIL CASES

There were at this time no criminal cases although an attentive reading of some of the civil cases shows acts and actions that today might lead to indictment and trial. Grand juries sat and had their expense paid (*post*, p. 170). They had the usual troubles with men who, being summoned, failed to appear (*post*, pp. 105, 361, 455). The act for the impanelling of the Grand Inquest, of April 13, 1674, provided for a fine to the Lord Proprietary of 500 pounds of tobacco in such cases (*Archives* II, 392), and in at least three cases recorded here (*post*, pp. 105, 361, 455), the fines were levied on the recalcitrants. Of course the Proprietary, who was in the Province at the time, could remit the fines, and sometimes he did remit them (*post*, pp. 200, 345).

The one case of slander or defamation which appears now followed the familiar pattern. Thomas Bland of Anne Arundel County was an attorney of the Provincial Court and also of the Anne Arundel County Court. Richard Hill was a commissioner or justice of the Anne Arundel County Court. On August 10, 1680, which was Court day, Hill announced in a loud voice that

the Proprietary had forbidden Bland to Practice in any Maryland court, and he declared that Bland made it his business to urge men to go to law. Urging men to go to law amounted to barratry and it was an indictable offense. Bland said that both of these charges were false: he had not been disbarred by the Proprietary nor had he ever stirred up quarrels, either at law or in fact. Though the charges were false, said Bland, because of these "False lyeing and scandalous words (*post*, p. 11)." he had utterly lost his employment and even more important, his good name. "all his clients and other hon^{ble} and venerable psons of this Province have withdrawne themselves from the Company of the said Thomas and . . . refuse in any wise to Deale . . . with the said Thomas" (*post*, p. 11). Whereupon Thomas sued Hill for 100,000 pounds of tobacco. When, after an imparlance, the case came to trial on April 30, 1681, the jury was summoned and heard the testimony. When they came back in to court to give their verdict, the plaintiff, although solemnly called, did not appear. Therefore the Court considered that Bland take nothing by his writ, and that Hill go without day, with provision that he recover against Bland his costs with execution (*post*, pp. 9-12).

Because land remained the dominant, almost the only source of wealth, there was the expected number of cases about it. Though there was the Land Council it had been set up only recently, on April 19, 1680, and most of the cases followed the old pattern. There is but one case about the escheat of land, and it was inconclusive. Major John Wheeler had gone to much expense to prove that a piece of land had escheated to the Proprietary, and he wanted to have it granted to him as the discoverer. The rules of escheat rested on the pleasure of the Proprietary, but the discoverer was always considered. Before Wheeler could get his claim decided, he heard that the Proprietary and the Council had ordered that Philip Lynes have it. Hearing this he petitioned that he be reimbursed for the amount he had spent in escheating the land. The total was 2650 pounds of tobacco. Included in it was a mutton and thirty gallons of cider spent on the first jury (*post*, p. 171). The Council considered the petition and ordered that Philip Lynes, likely to have the land, pay Major Wheeler most but not all of his claims (*Archives* XVII, 79-80). It is easily possible that Wheeler's petition to the Proprietary and the Council does not belong at all to the proceedings of the Provincial Court, but to those of the Council: part of the substance of the petition is found in those proceedings (*Archives* XVII, 79-80).

There were no grants by the Proprietary, although, since he was in the Province, approaches for grants would have been easy. But there were several cases turning on land titles, transfers from one private person to another. In all these cases the procedure was similar. A man might own the land without having possession of it. Hereupon he leased it, demised it to someone for a term of years, and the lessee entered and was possessed of it. Later, perhaps later the same day, another man entered onto the land and ejected the lessee: he was the casual ejector. Then the lessee sued the casual ejector for sterling or for tobacco. The Court said that unless the tenant in possession (who might be the casual ejector) or the persons under whom he claimed appeared, con-

fessed lease entry and ejectment and insisted only upon title, the defendant would confess judgment and possession would be delivered to the plaintiff. When the case came to trial, the Court often ordered a survey of the land, in the presence of the sheriff and of a jury of twelve good lawful and honest men of the neighborhood, and said that when the sheriff and the jury had decided, the county surveyor should make a plot and certificate of the land.

Sometimes the process of settling title to a piece of land dragged on, year after year. In the case that began as *John Watkinson v. Thomas Collins*, the Court at once decided that it was an action in ejectment begun by Watkinson as lessee of Frances Morgan Sawyer (or Sayer) against Christopher Goodhand, casual ejector, and that Collins had substituted himself as defendant to try title to a message called Marron, on the Eastern Shore, in Talbot County. Thereupon the Court ordered Richard Peacock, deputy surveyor of Talbot, to lay out Marron, in the presence of the sheriff and of a jury of twelve men of the neighborhood, who were to call witnesses and examine them, and that Surveyor Peacock should thereupon run the lines according to the patent and the directions of the jury. He was to return a certificate and a plot of his findings to the next session of the Court, so that they could "doe therein as to justice appertaines" (*post*, p. 13). So far the case followed standard operating procedure. On October 4, 1681 the parties and the surveyor came into court and said that the jury had split on the meaning of a phrase in the patent. On which side of a creek did a boundary line run? The Court sent the surveyor out to try again (*post*, p. 110). After three continuances and several months time, the Court ordered the surveyor to run the line over the creek, Champes Creek, and to return the usual certificates and plots to them. On October 16, 1682 the jury found for the defendant, but the plaintiff got an arrest of judgment (*post*, p. 233). On April 2, 1683 the parties came into court and Plaintiff Watkinson offered his reasons for arresting judgment. His first reason was that Evan Carew, one of the first jury, was an alien and therefore not eligible to serve on a jury. His second reason was that the jury, contrary to evidence, records and well-proved allegations, had found for the defendant instead of for the plaintiff. Watkinson prayed a new trial at bar. The judges looked into and "diligently examined" the reasons alleged by Watkinson, and the answers of Collins. And it seemed to them that the first reason given by the plaintiff, the alienage of one of the jury was enough to arrest judgment on the verdict of the jury. Collins was, then, to go without day, although he was ordered to repay to Peter Sayer his costs and charges (*post*, p. 359).

SERVANTS

Servants took up a lot of the time of the Provincial Court, although the county courts probably had even more cases. In 1676 the Assembly enacted a law relating to servants and slaves, and one provision concerned the length of time a servant had to serve (*Archives* II, pp. 523-528). If he or she had an indenture, that settled the matter; he served the time called for in his indenture. But sometimes he had no indenture, and then the length of time depended on the age of the servant when he came in. Those under fifteen (and some were

under ten) served until they were twenty-two. If neither the servant nor the master had proof of age, they must, within six months of entry, appear before the county court or even before the Provincial Court, and the court decided their age. In February 1681/2, Gilbert Turberville brought in his man, Thomas Dansey. Dansey had no indenture, and the court said he was nineteen years old (*post*, p. 171). Servants were sometimes bought from dealers: John Rousby bought a man from Gilbert Livesay (*post*, p. 142), though it is not certain whether Livesay was in Maryland or across the water.

Acts of Assembly were, on their face, very hard on servants, and it seems that they were enforced strictly. If a servant ran away, as many did, he or she had to serve his master ten days for every day he was gone. There are many cases here where this was done, and with the consent of the court (*post*, pp. 167-168, 453, 455). In many ways the servants were property, just like the master's affros and the beasts of his carts. When the sheriff of Kent County was ordered to seize the property of Ellis Humphrey to the extent of 10,000 pounds of tobacco, for the benefit of the Lord Proprietary, the appraisers listed one servant boy with four years to serve, eleven poor, weak cows, a hand mill and a grindstone (*post*, p. 33). The servant boy was valued at 2800 pounds of tobacco, which was about the average for an adult able-bodied man or woman.

And yet the Court was unwilling to leave the servants to the doubtful mercy of the master. William Douglas, servant to William Harper of St. Mary's County, petitioned the Court to oblige his master to care for a sore leg which he had long had, so long that he was in danger of perishing from it. He had often asked his master to seek a remedy for him, but Harper had always refused to help. The Court heard and listened, and "ordered . . . this second day of March 1681[2] that the said William Harper at his owne Prop cost and charge doe with all convenient speed procure an able Chirurghion to endeavor to cure the said William Douglas of his said sore Legg:" (*post*, p. 169).

There were the usual petitions of persons held to servitude. Some of them wanted only their freedom; more often they wanted the clothing and supplies which a servant got when he finished serving his time and gained his freedom. By an act of Assembly of 1676 (*Archives* II, pp. 523-528), which was applicable at this time, servants, both men and women, got a good kersey or broadcloth suit, a new linen shift, a new pair of shoes and stockings, two hoes, an axe and three barrels of Indian corn. Masters sometimes refused to give the freedom corn and clothes, even when the servants did get their freedom. Some of the petitions tell a great deal about the masters who might be some of the foremost people in the Province. In April 1681 the Court gave an order to protect a servant, Jane Jones, and the account in the record is worth quoting *verbatim*.

"Ordered that Elias Nuthall doe without delay Cloath his servant Jane Jones with sufficient apparrell according to ye Lawes and customes of this Province in y^t case made & provided, & also that the said Elias Comply with and fulfill the Order of Calvert County Court lately made concerning the said servant & likewise that the said Servant Jane Jones remaine in the custody of Henry Exon [the innholder] at st Johns untill the said ord^r be

fulfilled & he give good Security for his good Usage of her the said Jane Jones During her time of service with him" (*post* p. 40).

John Hough petitioned the Court for his freedom from Mark Cordea, and said that Cordea refused to set him free, although he had served his time. Cordea replied that Hough had run away for fifteen days, so that he owed ten times fifteen days, but the servant said that for want of food and for bad usage suffered under Cordea's overseer, James Lewis, his life had been in danger. Cordea retorted that Hough had been absent twenty-one days instead of fifteen, and that he therefor owed two hundred and ten days. The Court found for Cordea, without any notice of the cruelty charges (*post*, p. 455). John Staples was judged to serve Christopher Rousby for seven years from the day he came into the Province "w^{ch} being expired Yesterday being the day on wch he came into this Province and on wch he ought to be set free". Rousby tried to get the Court to rule that the time be measured from his appearance in Court but the justices agreed with Staples, provided that he prove exactly when the vessel arrived (*post*, p. 41).

Yet not all masters were cruel, just as not all the servants were the offscouring of English jails or bawdy houses, though of course many of them were. When Darby Dunevan (Spell it any way you like) came to make his will, in Saint Mary's County in 1683, he left to his friends or to their sons, personality or land. Then to Dennis Hurley, Pierce Wall or Walley and to Cornelius Dunevan the residue of his estate and the position of executor of it. Who Cornelius Dunevan had been is not known. The only thing certain about him is that he was a "servt unto him the said Darby", who must have had a great deal of confidence in him. Cornelius forthwith petitioned the Court to discharge him from his aforesaid service, and the Court judged that "the Peticoner is a freeman he being named one of the Executors in the will aforesaid" (*post*, p. 454).

WENLOCK CHRISTISON, QUAKER

Just when Wenlock Christison, Quaker, came into the Province is uncertain. Likewise uncertain is the spelling of his surname, and for lack of a signature it cannot be decided. He had left New England in 1665 for the Barbadoes: he is known to have been in Maryland as early as 1670. On August 1, 1670, Dr. Peter Sharpe and his wife Judith, both Quakers, gave to "our well beloved brother Wenlock Christison a hundred and fifty acres of land on Fausley Creek, Talbot County, known by the name of Ending of Controversie, and the consideration was entirely non-material: it was "true affection and brotherly love". It would be pleasant and natural to think, as many have done, that Christison himself named the land, and named it out of his own experience, as well he might have done. But the fact is that the land was already patented under that name in 1667 (Talbot County Rent Roll, p. 42). A few months later, in late March 1671, Henry Wilcocks conveyed to him a manservant. In the course of time, Christison acquired other land, either by gift or by purchase, and many other servants. When he married or who his first wife was is uncertain. Dr. Peter Sharpe, in giving him the "Ending of Contro-

versie", gave it to his "well beloved Wenlock Christison", later, in drawing up his will, in March 1672, the Doctor left personality, said to have been forty shillings sterling to Wenlock and his wife. This was in 1672: on [April] 14, 1676, Christison was in trouble with the Friends meeting, in trouble even though they had enough confidence in him to hold the meeting at his house. The charges we do not know, but he made what seems like an indifferent answer. He declared in meeting that if the world should reproach any Friends about his "proceedings in takeing his wife that then he will give further satisfaction and cleere the truth and ffrriends by giveing forth a paper to condemn his hasty and forward proceedings in that matter And said that were the thing to do Againe he would not proceed so hasty nor without the Consent of ffrriends (Third Haven Records, vol. I, p. 1). The meeting of [September] 8, 1676 let the matter lie over until the semi-annual meeting. After renewing his promise, Christison did at last enter his defense (which is no longer in existence), and he said that the meeting could publish it, if they believed he had cleared the matter. There is nothing more about it in the records of the meeting. It is probable that the marriage he was defending was a second one, and that he had entered into it either without previous word to the meeting, or possibly even that he had married someone not a member of the meeting. It is doubtful that the meeting would be reproaching him in 1676 for a union already in existence in 1672. It was in that year that the will of Dr. Peter Sharpe speaks of Wenlock Christison and his wife. (Will Book I, p. 494).

Christison in Maryland had lands and servants and friends and a family. More than that he had the respect of his friends and neighbors. In the records now available there is no mention of his election to the Lower House of the Assembly, but those records are so worm-eaten that the absence of his name is not conclusive. The first mention of him in the Journal is dated May 23, 1674, and it is concerned with a petition from the Quakers about the oath. They wished to be relieved from the necessity of taking an oath, and they proposed that if this was done, they would be willing to suffer the same penalties for breaking their word, as were inflicted on those who broke an oath or were forsworn (*Archives* II, 355). Of this petition Christison was the first signer. The petition was sent back to the Upper House, and that house, being uncertain whether the Provincial legislature had the power to alter the form of oath provided by the laws of England, ordered the matter suspended until the Proprietary could be heard from. His Lordship had said he intended to gratify the Quakers, but that he wanted proceedings suspended until he could hear from (*Ibid.*, p. 492), from "his learned Councill in England".

During his stay in the Barbadoes, that is, sometime between 1665 and 1669, Christison met Edward Oystin or Ostin, and the two had some business dealing. Late in 1669, Christison, preparing to continue on into Maryland, planned a transaction with Oistin. November 12 of that year Oistin shipped aboard a ketch then in the Barbadoes roadstead, three negro men, Ned, Toby and Jack to the order of Christison at the port of Patuxent in Maryland. The charge for the freight of the three was 400 pounds of Muscavadoe sugar per head. Christison agreed to receive the men and to dispose of them for the account of

Oistin, and this he did. But he failed to give any account of the proceeds, and William Digges, the shipper's administrator in Maryland, sued his executor for 30,000 pounds of tobacco. The executors pleaded *non assumpsit*, but the verdict of the jury went in favor of Plaintiff Digges, and the Court ordered a writ of enquiry of damages returnable next court. Next court was held on April 2, 1683: at that court, a jury of twelve good and lawful men said upon their oaths that the damages sustained "for the price and use of the negroes" amount to 10,000 pounds of tobacco. The defendant moved in arrest of judgment, but when the case came up for trial in June, the defendant did not appear at all. Thereupon the Court gave administrator Digges the amount the jury had awarded, and added an unspecified sum for costs (*post*, 355-357). It seems clear that Christison, at least on that occasion, had indulged in slave trading, Quaker though he was.

Just when Christison died, and where he is buried are not known. Members of the Society of Friends are careful to have burial grounds, but they do not have grave stones. His will was drawn February 25, 1678, probably 1679, so he was alive then. But the will was probated May 20, 1679, so he was surely dead then. Besides his wife Elizabeth, who later married William Digges, he left a daughter Mary, another daughter Elizabeth, and an unborn child of whom nothing is known.

TENNYSON

Late in October 1680, Elizabeth Tennyson, wife of John, petitioned the Council for an order directed to her husband that he allow her a separate maintenance, because she could not safely live with him. Tennyson, summoned, appeared before the Council and said he was willing to receive her into his house and to give her reasonable support. At the hearing Tennyson said her charges were unwarranted, but he admitted that he could not entertain for her the countenance and respect due to a woman in the house of her husband. (*Archives* XV, 321-322). Accordingly the Council ordered the husband to deliver to the wife her own bed with its furniture, and all her clothing. Beyond that she was to have 300 pounds of meat, three barrels of corn and a thousand pounds of tobacco. William Digges, one of the justices, who was also a member of the Council, was told to call Tennyson before him and to exact of him security for the performance of the order. Came March 1683, and Mrs. Tennyson was back. Her husband had died in January, and he had made his sons, who were presumably her sons also, sole executors of the will, with no mention of his wife. The sons refused to allow her anything at all. Therefore she came before the Council for her just dues. The Council referred the petition to the Provincial Court, composed, be it remembered, of the same men as the Council, and the Court was ordered to give her such relief as they thought just. Colonel Digges was ordered to call the sons before him and to put them under bond to answer Elizabeth's complaint (*post*, p. 360).

THE INFORMER

Within this period there was but one case of an informer suing for the reward of his work, though the old rule was still in force. By Act of Assembly

of May 15, 1676 Concerning Marriages (*Archive II*, 522), itself a restatement of an earlier law (*Archives I*, pp. 442-443), it was provided that all persons desiring to be married should first publish their intentions at the chapel door for three weeks before the ceremony and only then might they apply to a priest, minister, parson or magistrate. Anybody who was married without this publication was fined 1000 pounds of tobacco, and the person who married them had to pay 5000 pounds. Edward Lunn, the informer in this case, charged that Anthony Demondadier, justice of the peace for Baltimore County had privately married Christopher Randall and the widow Johannah Norman without special license from the Proprietary, and that he must therefore pay the 5000 pound penalty. Justice Demondadier replied that Lunn had waited too long: that more than the statutory year had gone by after the ceremony before Lunn filed his information. The Court went into the time element and decided that Lunn's charges were not sufficient to maintain his action. The justices said that Justice Demondadier might go without day, and that he might recover from Lunn 1031 pounds of tobacco, with execution (*post*, 121-126).

PROVINCIAL COURT PROCEEDINGS

1681

Att a Provinciall Court held att the Citty of st Maryes the six and Twentyeth day of Aprill in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Dominj One thousand six hundred and eighty one, and there Continued untill the Second Day of May then next following: Att w^{ch} said Six and Twentyeth day of Aprill were Present

Liber W. C.
p. 385

The Hono^{ble} { Philip Calvert Esq Chancello^r
William Calvert Esq Princip^l Secretary
Benjamin Rozer Esq
Henry Darnall Esq
William Steevens Esq }

Nic: Painter Cl

W^m Phelps
ag^t { Edward Pindar late of Dorchest^r County Adm^r
Edw^d Pindar Adm^r of the goods & Chattles of William Foorde dec^d
of W^m Foorde was attached to answere unto William Phelps
of a Plea of Trespasse of the case

And whereupon the said William Phelps by Robert Carvile his Attorney sayth That whereas the said William ffoorde upon the Ninth day of September in the yeare of o^r Lord 1678 stood Justly indebted unto the said William Phelps for divers sumes of Tobacco lent him the said William Foorde and paid for him to seaverall persons in his lifetime by his ord^r, and for divers goods and Comodities sold and delivered to the said William ffoorde by the said William Phelps at seav^l dayes & times from the fifteenth day of January 167⁷/₈ to the said Ninth day of September aforesaid, Amounting in the whole to the Sume of Eight thousand three hundred sixty five pounds of Tobacco, Hee the said William ffoord did pay of the said Sume the sume of six thousand thirty Eight pounds of Tobacco and noe more, so that the said William ffoorde rested Debto^r to the ballance of the said accompt the full and Just Sume of Two thousand three hundred twenty and Seaven pounds of Tobacco as by a particuler account thereof hereunto annexed may appeare, In considera^{co}n whereof the said William ffoorde in his life time did assume upon him self and to the said William Phelps did faithfully promise That hee the said William ffoord the said Sume of Two thousand three hundred twenty seaven pounds of good Tobacco to him the said William Phelps when hee should be thereunto Required would well and truly Content and pay, Yet Notwthstanding the said William fford in his life time Nor the said Edward Pindar since his death the said Sume of Two thousand three hundred twenty seaven Pounds of Tobacco to him the said William Phelps according to the

Liber W. C.
p. 386 promise aforesaid hath not Paid or satisfyed though often thereunto required, but the same to pay and Satisfy have hitherto Denied and still doe denye and Refuse to the damage of the said William ffour thousand pounds of Tobacco, and thereupon he brings his suite

And the said Edward Pindar by Robert Ridgely his Attorney Cometh and Defendeth the force and injury when &c and Prayeth Liberty to imparle hereunto untill next Provinciaall Court and itt is granted unto him the same Day is given to the plantiffe also

Att w^{ch} said next Provinciaall Court Came the said parties by their Attorneys aforesaid, and the said Edward Pindar by his said Attorney sayth that the aforesaid p^t his accōn aforesaid against him ought not to have because hee sayth that hee hath fully administred all and Singuler the goods & Chattles w^{ch} were of the aforesaid William ffoord at the time of his Death, and that the said Edward hath noe goods or Chattles w^{ch} were the said William's at the time of his death in his hands to be administred nor had not at the time of the issueing the Originall writ in this suite, nor ever afterwards, and this he is ready to averre Wherefore he prayes Judgment of the Courts if the aforesaid William Phelps his accōn aforesaid against ought to have

And the said William Phelps by his said Attorney sayth that hee for anything by the said Edward in the said Plea alleadged, from his accōn aforesaid against the said Edward ought not to be stopped because he sayth that the aforesaid Edward the day of the takeing out the originall writ of the said William Phelps had Divers goods and Chattles wch were of the aforesaid William ffoord at the time of his Death, in his hands to be administred to the Vallue of the debt aforesaid Whereof the said William Phelps of that debt he might have satisfyed And this hee prayes may be Enquired of by the Country And the said plantiffe Likewise Therefore It is Comanded the sheriffe of S^t Maryes County that hee Cawse to come Twelve &c by whome &c and who Neither &c To Recognize &c because aswell &c

Now here at this Day to wit the Thirtyeth day of Aprill in the sixth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Dominj 1681 Came the said parties by their Attorneys aforesaid and The Juro^{rs} Impannelled being Called likewise came to wit William Roswell Joseph Pile William Langworth, Edward Cooke, John Rosse, John Richardson, Henry Griffith John Phillips, Sam^l Millington, Philip Lines, William Robson and Griffith Janes Who being Elected tryed and sworne to say the truth in the p^rmisses Upon their oathes Doe say That the said Edward Pindar hath not fully administred all and singuler the goods and Chattles w^{ch} were of the said William ffoorde at the time of his death, but that the said Edward hath seaverall goods & Chattles (w^{ch} were of the said William ffoorde at the time of his death) in his hands to be Administred to the Vallue of the debt aforesaid, Therefore it is Considered that the said W^m Phelps Adm^r as aforesaid Recover against the said Edward Pindar Adm^r as aforesaid aswell the afore-

said Sume of Two thousand three hundred twenty Seven pounds of Tobacco debt as also the Sume of Twelve hundred and Two pounds of Tobacco Costs of suite, and the Defendant in Mercy &c^a

Maryland ss. } W^m Foord Dr.
Jan^{ry} 15th 167⁸ }

p. 387

		† Tob:
	Imp ^{rs} ½ a gall of brandy.....	20
	11 gall ditto at 40 ^h Tob.....	460
	16 ^h Raysons and Currans at 4.....	64
	50 ^h of Sugar at 3.....	150
	8 yds purple bayes at 11.....	88
	1 stufte petticoate at.....	200
	10 ^h Candles at 6.....	60
	p Jn ^o Bennets noats on steph: Gary deliv rd you..	490
	p Mr Edward Mans ord ^r p a Lett to you }.....	800
	to pay and accepted by you..... }	
ffeb ^{ry} 27 th 7 ⁸	p 7 hogsh ^{ds} of Tob Lent you at Cap ^t Geo Cow- lys	2682
May 4 th 78	1 p ^s blew Linnen at 33 yards ¼ at 8.....	266
	1 Ell of blew sarcenet at.....	24
	1 Large white Sarcenet hood.....	72
	7 yds of stufte at 24.....	168
	3 yards ½ of Ossnibrigs at 8.....	28
	1 white hafted Knife at.....	8
	4 2 yd silk Laces at 6.....	24
	2 paire of mens fall Shooes at 40.....	80
	7 yards of Red Ribon at 3.....	21
	2 paire of Womens fall shooes at 32.....	64
	p a Noate Charged on W ^m Dorington for.....	2000
16 th	2 p ^r Worn Wooden heeld shooes at 30.....	60
	10 Ells white Ossnibrigs dd to Edw Pind ^r at 10..	100
	1 doz of Womens Thimbles.....	12
	1 p ^r mens fall shooes.....	40
July 19 th	6 gall of brandy at 60.....	360
Sept. 9 th	¼ ^h of Nutmiggs.....	24
	2 paires of boyes Yarne hose at 10.....	20

Sume Totall 8365:

Per Contra Cr.

	† Tob
By goods bought of you.....	365
By Tob recd of Tho: Skillington.....	5673
By Ballance Resting due.....	2327

8365

Liber W. C. William Phelps maketh oath that the account above Mentioned is a Just and true account, and that there is still due upon the same the Sume of Two thousand three hundred Seaventy and seaven pounds of tobacco

Sworne before me this twenty first day of May 1679

Philip Calvert

Charles Lord Baltemore & Benj ^a Rozer Esq ³	} Thomas Jones late of st Maryes County sloop- man otherwise called Thomas Jones of the County of St Maryes
Ex ^{rs} of Thomas Notley Esq ³	
ag ^t	
Thomas Jones	

was sumoned to answere unto the Right hono^{ble} Charles Lord Baltemore & Benjamin Rozer Esq³ Ex^{rs} of the Last will and Testament of Thomas Notley Esq³ Deceased of a plea that he Rend^r unto the said Executo^{rs} the full and Just Quantity of Tenn thousand foure hundred pounds of good sound Marchantable Leafe tobacco and Casq³ w^{ch} from them hee unjustly detaineth

p. 388 And Whereupon the said Charles Lord Baltemore & Benjamin Rozer by Robert Ridgely their Attorney say that whereas the said Thomas Jones the one and twentyeth day of ffebruary Annoq³ Dominj One thousand six hundred seaventy Eight, by his Certaine bill or Writeing obligatory sealed with the seale of him the said Thomas and here in Court produced whose date is the day & yeare aforesaid Did acknowledge himself to owe and stand Justly indebted unto the said Thomas Notley the full and Just Quantity of Tenn thousand ffour hundred Pounds of good sound Marchantable Leafe Tobacco & Caske to Containe it, To be paid to the said Thomas Notley his heirs Executo^{rs} Adm^{rs} or Assignes Convenient in st Maryes County aforesaid at or before the first day of Octob^r next Ensueing the date of the said bill or writeing Obligatory, To the w^{ch} payment well and truly to be made the said Thomas Jones did bind himself his heires Ex^{rs} and Adm^{rs} firmly by those presents, Notwithstanding w^{ch} the said Thomas Jones the said sume of Ten thousand four hundred pounds of Tobacco to the said Thomas Notley in his life time, nor to the said Charles & Benjamin since his Death (to whome Execūcon of the Last will and Testament of the said Thomas Notley since his death hath been Comitted) according to the Teno^r of the said bill or Writeing obligatory hath not Paid although often thereunto Required, But the same Tenn thousand four hundred pounds of Tobacco to pay hath denyed and as yet doth Denye in Retardacōn of the Execūcon of the Testament of the said Thomas Notley and to the Damage of the said Ex^{rs} to the Vallue of Twenty thousand pounds of Tobacco, and thereupon they bring their suite And the said Exec^{rs} bring into Court here the Letters Testamentary to them granted of the Testament of the said Thomas

Notley That it may appeare to the Court here that they thereof are Ex^{rs} Liber W. C.

And the said Thomas Jones by Robert Carville his Attorney Cometh and Defendeth the force and Injury when &c and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him. the same day is given to the plantiffes Likewise

Now here at this day to wit the Twenty eighth day of Aprill in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq Dominj 1681 Came the said Charles Lord Baltimore and Benjamin Rozer Esq by their Attorney aforesaid and Offered themselves against the said Thomas Jones in the plea aforesaid, but the said Thomas Jones Came not but made Default therefore It is Considered that the said Charles Lord Baltimore and Benjamin Rozer Esq Ex^{rs} as aforesaid Recover against the said Thomas Jones aswell the aforesaid sume of Tenn thousand foure hundred pounds of Tobacco debt as also the sume of six hundred and Eight Pounds of Tobacco Costs of Suite. And the Deft in Mercy &c

William Jones ag ^t	} Memorandum that this Court to wit the three & twentyeth day of November in the fifth yeare of the Dominion of Charles &c Annoq Dominj 1680 came William Jones of the City of Bris- toll Marriner by Robert Ridgely his Attorney and Exhibited his Certaine Bill against the hono ^{ble} Vincent Lowe Esq one of the Jus- tices of this Court of a plea of Trespasse upon the Case	p. 389
Vincent Lowe Esq		

And Whereupon the said William Jones by Robert Ridgely his Attorney Complaineth that whereas the one and Twentyeth day of May 1680 samuel Hatton of Talbot County stood indebted unto the said William Jones the sume of Two thousand Pounds of Tobacco, the said Vincent in Consideracōn that the said William would discharge the said Samuel of the sd debt & accept of the said Vincent to pay the same, hee the said Vincent did assume upon himselfe to the said William the said one and twentyeth day of May at Chaptanke River in Talbot County did faithfully promise That he the said Vincent him the said William the said sume of Two thousand pounds of Tobacco would well & faithfully Content and pay in Chaptanke River in Talbot County aforesaid, and the said William in ffact sayth that Trusting to the faithfull promise of him the said Vincent to him the said William in this behalfe so as aforesaid made, hee the said William him the said Samuel the Day & yeare aforesaid from the said debt of Two thousand pounds of Tobacco did discharge & Release, and did accept of the said Vincent to pay the same Yet the aforesaid Vincent Lowe his promise and assumption so as aforesaid made not Regarding but Devising and fraudulently intending him the said William of the said Two thousand pounds of Tobacco to deceive and defraude, the said Two thousand pounds of Tobacco to

Liber W. C. him the said William although often thereunto required according to his promise hath not paid but the same to pay hath denyed & as yet doth denye to the Damage of the said William Three thousand pounds of Tobacco, and thereupon he bringeth his suite

And the said Vincent Lowe by Kenelm Cheseldyn his Attorney Cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the p^t also

Now here at this day to wit the Twenty eighth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq Dominj 1681 Came the said William Jones by his Attorney aforesaid and Offered himself against the said Vincent Lowe in the plea aforesaid but the said Vincent came not but made Default, therefore Itt is Considered that the said William Jones Recover against the said Vincent Lowe Aswell the aforesaid sume of Two thousand pounds of Tobacco debt as also the sume of fivve hundred Twenty and Two pounds of Tobacco Costs of suite, and the Deft in mercy &c

John Beaman

ag^t

Jn^o Bird & Eliz^a his wife

Ex^{ix} Henry Lewis

} John Bird and Elizabeth his wife Ex* of
the last Will and Testament of Henry
Lewis Late of Ann Arrund^{ll} County Chi-
rurgion deceased were attached to Answer
unto John Beamon of a plea of Trespas
upon the case.

And Whereupon the said John Beamon by Robert Ridgely his Attorney Complaineth That Whereas one Certaine Thomas Beech of the County of of Ann Arrundell aforesaid stood indebted to the said John Beamon by Judgment in the County Court of Ann Arrund^{ll} County aforesaid for a Certaine Debt amounting to six hundred and
 p. 390 sixteen Pounds pounds of Tobacco, w^{ch} wth costs of suite amounted to in the whole the sume of one Thousand twenty foure pounds of Tobacco, and for the same the said John Beamon the five and twentyeth day of November in the yeare of our Lord One thousand six hundred seaventy eight did sue forth of the said County Court a certaine writ of Capias ad satisfaciendum to the sheriffe of Ann Arrund^{ll} County directed against the body of the said Thomas Beech, by vertue whereof Edmond Betenson gent^l undersheriffe of the same County und^r John Welsh gent^l high sheriffe of the same County the body of the said Thomas Beech the third day of December in the yeare aforesaid in the County aforesaid in Execucon for the same One thousand Twenty foure pounds of Tobacco did take and arrest, and him the said Thomas for the debt and Costs aforesaid in his Custody had and kept, whereupon the said Henry Lewis in the life time of the said Henry (to wit the same third day of December in the yeare aforesaid) at Broad Neck in the County afores^d in

Consideracōn that the said John Beamon him the said Thomas Beech out of the Custody of the said Sheriffe would release discharge and suffer to goe at large, hee the said Henry Lewis did assume upon himself and to the said John Beaman did then and there faithfully promise that he the said Henry him the said John Beamon the said sume of One thousand twenty foure Pounds of Tobacco would well and truely Content and pay when thereunto required And the said John Beamon in fact saith that trusting to the faithfull promise & Assumption of the said Henry Lewis to him the said John Beamon so as aforesaid made he the said John Beamon the said Thomas Beech in the sheriffes custody aforesaid in Execucōn for the said One thousand and Twenty foure pounds of Tobacco Remaining the day and yeare aforesaid in the County afores^d Did release discharge and out of the sheriffes custody deliver and Let goe at large, by reason whereof the said John Beamon against the said Thomas Beech of the fruites of the Judgment for One thousand Twenty foure pounds of Tobacco aforesaid hath wholly debarred and precluded himself Yet the said Henry in his life time nor the s^d Elizabeth after his death (to whome the Execucon of the Testament of the said Henry since his death By the Hono^{ble} Philip Calvert Esq Comisary generall or Judge for probate of Wills &c hath been comitted) Nor the said John and Elizabeth since the Nuptials between them Solemnized The said sume of one thousand Twenty foure Pounds of Tobacco to him the said John Beamon according to the promise of the said Henry to the said John in his life time so as aforesaid made although often thereunto required have not paid or satisfied but the same to pay or satisfy have denyed, and as yet the said John & Elizabeth doe Denye To the Damage of the said John Beamon the sume of Eightene hundred pounds of Tobacco And thereupon he brings his suite

And the said John Bird and Elizabeth his wife by Robert Carvile their Attorney Come and defend the force and Injury when &c and Pray liberty to imparle hereunto untill next Provinciaall Court and it is granted unto them, the same Day is Given to the plantiffe Likewise

Now here at this day to wit the Twenty eighth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Dominj 1681 Came the said parties by their Attorneys aforesaid, and the said John Bird and Elizabeth his wife by their said Attorney say That the said Henry Lewis did not assume upon himself or to the said John Beamon make such promise as the said John Beamon above against them have Declared and of this they Put themselves upon the Country, And the Plantiffe Likewise, Therefore It is Comanded the Sheriffe of st Maryes County that hee Cause to Come here twelve &c by whome &c And who Neither & To Recognize &c Because aswell &c

p. 391

On w^{ch} said Twenty eighth day of Aprill in the yeare aforesaid

Liber W. C. Came the said pties by their Attorneys aforesaid, and the Juro^{rs} impannelled being Called likewise Came (to wit), William Roswell, Joseph Pile, William Langworth, Edward Cooke, John Rosse, John Richardson, Henry Griffith, John Phillips, Samuel Millington, Philip Lines, William Robson, and Griffith Jones, Who being Elected tried and sworne to say the truth in the premisses, and being Returned into Court to give their Verdict upon the issue aforesaid, The plt although solemnly Called appeared not Therefore itt is Considered that the said John Beamon take nothing by his writ aforesaid but be in Mercy for his false plaint thereupon, and that the said John and Eliz^a goe thereof wthout Day. and the said John Bird and Elizabeth his wife Recover against the said John Beamon the sume of Thirteene Hundred forty and Two pounds of Tobacco for their Costs and charges by them about their Defense in this behalfe Laid out and expended, and the said John and Elizabeth may have thereof Excucōn

Francis Maude	}	Comand was given to the sheriffe of Charles County
ag ^t		
Ambrose Bailey	}	That Whereas att a Provinciaall Court held at the Citty of st Maryes before the Justices of the said Court the Eleaventh day of Aprill Annoq Dominj

One thousand six hundred seaventy six in a suite then there depending between ffrancis Maude plt & Ambrose Bailey of Charles County Carpent^r Deft, The said plt Recovered Judgment against the said Deft for the sume of fourteen hundred pounds of Tobacco debt, and one thousand forty and five pounds of Tobacco Costs of suite, and for that Execucōn hath not thereupon Yet issued Itt was therefore Comanded the said Sheriffe that by good and Lawfull men of his Baliwick hee make Knowne to the s^d Ambrose Bailey that hee bee and appeare here on the three and twentyeth day of November in the fifth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c^a Annoq Dominj 1680 to shew Cause if any hee have why Execucon should not issue forth against him upon the said Judgment and how hee should Execute that writt that hee then and there make Knowne to the Justices of the said Court, On w^{ch} said three and Twentyeth day of November in the yeare aforesaid William Chandler gentl sheriffe of the County aforesaid made Returne of the writ aforesaid That by good and Lawfull men of his Baliwick hee hath made knowne to the said Ambrose Baily that hee bee and appeare at the day and place in the same writt mentioned

And the said Ambrose Bailey by Robert Ridgely his Attorney cometh & Defendeth the force and injury when &c and Prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him, the same day is given to the plt Likewise

p. 392 Now here att this day to witt the Twenty eighth Day of Aprill in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq Dominj 1681 Came the said ffrancis

Maude by George Parker his Attorney and Offered himself against the said Ambrose Bailey upon the scire facias aforesaid but the said Ambrose Bailey came not but made Default Therefore Itt is Considered that the said ffrancis Maude have his Execucōn against the said Ambrose Bailey for his debt & Costs in the scire facias aforesaid mentioned, And also that the said ffrancis Maude Recover against the said Ambrose Bailey the sume of five hundred Thirty ffoure Pounds of Tobacco for his costs of suite sithence Laid out and Expended

Liber W. C.

Thomas Bland } Richard Hill late of Ann Arundell County gentl was
ag^t } attached by a writ of the Right Hono^{ble} The Lord
Richard Hill } Prop^{ty} of privilidge forth of the Court here issueing
to answere unto Thomas Bland gentl one of the At-
torneys of the same Court according to the Libertyes & priviledges
to such like Attorneys and other Officers of the said Court allowed
of a Plea of Trespas Upon the case

And Whereupon the said Thomas Bland in his proper pson Com-
plaineth That Whereas the said Thomas is a True and faithfull sub-
ject of his sacred Majesty the King of England that now is, and as a
true and faithfull subject of the same King of the Late Lord Charles
the first late King of England and father of the same Lord the
King that now is from the time of his Nativity hitherto hee hath
behaved Demeaned and Governed himself, & of good name fame
Conversacōn and Reputacon aswell amongst hono^{ble} & Venerable
psons as others to whom the said Thomas hath been Knowne, and
with whome the said Thomas hath had any fellowship by all the time
aforesaid always he hath been held Called & reputed, And also as a
faithfull and honest man of the Lord Prop^{ty} of this Province that
now is and of his ffather Cæcilius of noble memory deceased late
Lord Prop^{ty} of this Province ever since he came into this Province
that is to say for the space of Eight yeares last past hitherto he hath
behaved Demeaned and Ruled himself, without any blemish of any
fellyony Treason falsity Covin deceit, or any other hurtfull Crime
or the suspition of the same hath hitherto Remained & Continued
unhurt untouched and unspotted, And whereas also the same Thomas
by Reason of his honest Conversacon aforesaid, and his skill and
Knowledge in Ordering and prosecuting businesses at Law in this
Province was at a Provinciall Court held at the City of S^t Maryes
the Tenth day of December in the one and fortyeth yeare of the late
Right noble Lord Cæcilius of Noble memory Annoq Dominj 1672
was Elected and Constituted one of the Attorneys of the Provinciall
Court of this Province, and also the same yeare y^e Justices of Calvert
and Ann Arrundⁿ Countyes takeing Notice of the honest Conver-
sacōn of the said Thomas and of his skill and Knowledge in ordering
and prosecuteing businesse at Law Did the same yeare Elect and

Liber W. C. p. 393 Constitute the said Thomas an Attorney in the Repective Courts of Calvert & Ann Arrundell Countyes, and from thence hitherto he hath been & continued one of the Attorneys of the said Provinciaall Court Calvert County Court & Ann Arrund^l County Court, and at the time of his admission to the aforesaid Office in these and Courts aforesaid, did take his oath upon the holy Evangelists of God, That he would doe noe falsity nor Consent to any to be done in the said Courts, and if he Knew of any to be done he would give notice thereof to the Justices of the said Courts that it might be reformed, That he should delay noe man for Lucre or Malice, that he should Encrease noe fees but should be contented wth the ffees of an Attorney to bee limited and appointed by the said Courts, all such processe as hee should sue out of the Courts aforesaid should be sealed wth the seales thereof, he should not wittingly or willingly sue or Procure to be sued any false suite nor give ayd or Consent to the same, and further hee should use himself in the Office of an Attorney in the Court aforesaid according to his best skill and Knowledge, Whereas also the same Thomas by all the time aforesaid that he as aforesaid hath beene an Attorney of the Courts aforesaid well and according to the Rule of his said oath in all things did Governe & behave himself, and never did Move or urge men for Lucre of his owne pffit or gaines to goe to Law, but all manner of businesse in the Courts aforesaid & elsewhere for his Clients well honestly Dilligently and faithfully as their Attorney in the Courts aforesaid to his Power and Knowledge by all the time aforesaid without and negligence pravity falsity deceit or guile whatsoever he did Doe & dispatch by Meanes whereof the said Thomas a good Reputacōn in his said employment had obtained & a Plentifull and sufficient maintenance for himself and family had gained & gotten By reason whereof the said Thomas Bland was in good esteeme with the Lord Prop^{ry} of this Province and his Lops Justices of the Provinciaall Court, and his Lops Justices of the County Courts of Calvert & Ann Arrundell Countyes, and with all other psons whatsoever, and had Comitted noe Crime whereby he ought to forfeit or loose his Employment aforesaid, Neverthelesse the aforesaid Richard Hill well Knowing the premisses, and Endeavoring not onely to hurt Detract deprave blemish and utterly destroy the good name fame state opinion and estimacon of him the said Thomas but also to bring him the said Thomas into hatred scandall Reproach Evill opinion infamy displeasure & Distrust amongst the good people of this Province and the Clients of the said Thomas whose Attorney the said Thomas was in the Courts aforesaid, and to Cause them all to take their businesse out of his hands, due to bring him into Discredit with the Justices of the seaverall Courts aforesaid, and to be the absolute Ruine & undoeing of the said Thomas & to spoyle him of his Livelyhood, The said Richard Hill the Tenth day of August in the ffifth yeare of the Dominion of the

said Lord Proprietary that now is, & in the yeare of our Lord One thousand six hundred and eighty at the Ridge in Ann Arundell County at the Court house there, The same being the Court day & the said Thomas busy in discourseing with Seaverall of his Clients about their Causes then under his care and Mannagement in the said Courts then and their depending, in p^rsence of the Justices of the said County of Ann Arrundell then present in Court (and the said Richard being one of his Lops Justices of the said County of Ann Arrund^l & then and there sitting) The said Thomas making a Motion to the said Court on behalfe of one of his Clients as it was lawfull for him to doe, The said Richard then and there in the hearing of the said Justices & all the suitors to the said Court wth an audible voyce did say affirme speake & publish these false feigned scandalous lyeing and Malicious words viz That the Lord Prop^{ry} (meaning the Right Hon^{ble} Charles Lord Baltemore Lord Prop^{ry} of this Province) had Declared that the said Thomas Bland (the said Thomas the Plantiffe meaneing) should be noe longer an Attorney or plead in any Court of this Province, and that the said Bland (Meaning the Plt) made it his businesse to make and urge men to goe to Law, By reason of w^{ch} speakeing and Proclaiming of the aforesaid false lyeing & scandalous words hee the said Thomas is not onely in his good Name fame Credit trust and Estimacōn aforesaid greatly hurt & scandalized, but doth also thereby stand deprived and utterly spoyled of his said Employment of being an Attorney in the Courts aforesaid so that by Reason of the said words The said Justices of Ann Arundell County the day and yeare aforesaid at the Court aforesaid refused to pmit the said Thomas to Plead his Clients Cawses. And thereupon all the Clients of the said Thomas forthwith Demanded their paps, and hee the said Thomas by reason of the words aforesaid of his Trade practice and Livelyhood Remaines absolutely spoyled & Deprived, and all his Clients and other hon^{ble} and Venerable psons of this Province have withdrawne themselves from the Company of the said Thomas and have utterly refused and still doe refuse in any wise to Deale or have ffellowship wth the said Thomas after the speakeing and Publishing of the said false feigned and scandalous words aforesaid By meanes whereof the said Thomas hath not onely Remained much troubled and unquieted in his minde but is also Deprived of his Empolyment and Maintenance aforesaid Whereupon he saith he is Damnified and hath losse to the Vallue of One hundred Thousand pounds of Tobacco and thereupon hee brings his suite

And the said Richard Hill by Thomas Burford his Attorney Cometh and Defendeth the force and injury when &c, and Prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him The same Date is given to the plt Likewise

Now here at this Day to witt the thirtyeth day of Aprill in the

Liber W. C.

p. 394

Liber W. C. sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq Dominj 1681 Came the said partyes by their Attorneys aforesaid, and the said Richard Hill by his said Attorney sayth That he is in noeise guilty of the premisses above imposed upon him. and of this he puts himself upon the Country, and The plt Likewise, Itt is therefore Comanded the sheriffe of St Maryes County that he Cause to come here Twelve &c. By whome &c. and who Neither &c. To recognize &c because aswell &c

On w^{ch} said Thirtyeth Day of Aprill in the yeare aforesaid Came the said ptyes by their Attorneys aforesaid, and the Juro^{rs} impannelled being called likewise came to witt. William Roswell. Joseph Pile. William Longworth Edward Cooke, John Rosse, John Richardson, Henry Griffith. John Phillips Samuel Millington. Philip Lynes, William Robson. & Griffith Jones. Who being Elected tryed and Sworne to say the truth in the premisses, and being Returned into Court to give their verdict upon the Issue aforesaid, The plt although
p. 395 solemnly called appeared not, Therefore Itt is Considered that the said Thomas Bland take nothing by his writ aforesaid but be in Mercy for his false Claime thereupon, and that the said Richard Hill may goe thereof without day and also that the said Richard Hill Recover against the said Thomas Bland the sume of

pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe laid out and Expended, And the said Richard may have thereof Execucōn.

Thomas Parker	}	The Deft by Robert Carville his Attorney appears this Court and Imparles untill the next Provincially Court
ag ^t		
James Clayland	}	

John Watkinson	}	In Ejectm ^t
ag ^t		
Thomas Collins		

Came John Watkinson by Robert Carville his Attorney & Thomas Collyns by Robert Ridgely his Attorney, and this Cawse standing at issue ready for Tryall this present Court, but because it appeareth to the Court here that the same is an action of Ejectment, and that it is Comenced by the said John Watkinson as Lessee of Peter Sawyer & ffrances his wife One of y^e daughters and Coheires of Henry Morgan deceased against Christopher Goodhand Casuall Ejecto^r, and the said Thomas Collins haveing named him self deft in stead of the Casuall Ejecto^r to try the title to one Messuage Containing One hundred & thirty Acres of Land Called Marron Lyeing on the East side of Chesepeake bay on the North side of a River in the said bay called st Michaels River in the County of Talbot next adjoyning to the Land formerly taken up by Henry Morgan Deceased Called Morgans s^t Michaels, & being now in Dis-

pute between the said John Watkinson and Thomas Collins, And the Court finding it Necessary that the said One hundred and thirty acres of Land called Marron be laid out according to the Knowne antient bounds thereof by some skilfull person by the Discretion of the Neighbourhood that are most knowing thereof, and that after the said Surveyor with the Direction of the Neighbourhood haveing Runn out the Lines thereof May retorne a faire Plot & Certificate thereof to the next Provinciaall Court, so that upon pusall & Viewing the same and hearing what Can be said on both sides The Court may doe therein what to Justice appertaines, It is therefore by the Court this Day Ordered that Richard Peacock gentl Deputy surveyor of Talbot County bee and is hereby Especially appointed Empowered and Comanded to Lay out the aforesaid parcell of Land in the p'sence ye Sheriffe of the said County w^{ch} said sheriffe is hereby Empowered and comanded to sumon & Impannell a Jury of Twelve good and honest men of y^e Neighbourhood to goe upon the said Land and to sumon & Examine Witnesses Upon oath That the truth of the matter and the bounds of the said One hundred and thirty acres of Land may be fully discovered, And the said Richard Peacock is hereby Ordered to Runn the Lines according to the pattent and the Direction of the Jury, and to retorne a Certificate of his proceedings herein and a faire Plot of the Land in Question to the next Provinciaall Court to be held at the Citty of st Maryes the fourth day of Octob^r next That soe his Lops Justices being fully informed of the truth of the p'misses may doe therein as to Justice appertaines

p. 396

Anthony Dawson & at
ag^t
James Peterkin } in Ejectm^t

Att the request of the Attorneys of both sides it is Ordered by the Court that the Order of Resurvey formerly granted in this Cawse bee Renewed

John Griggs
ag^t
Nicholas Hackett } Nicholas Hacket late of Talbot County Planter
otherwise called Nicholas Hacket of Tredavon in
Talbot County Planter was Sumoned to answere
unto John Griggs of a plea that hee Render unto
him the full number of Eighty Deare skins in their Hayre, that is to
say forty of the said Eighty to be good sufficient Buckskins, and the
other forty Doe skins, w^{ch} to him hee oweth and unjustly Detaineth

And Whereupon the said John Griggs by Robert Ridgely his Attorney sayth that Whereas the said Nicholas Hacket the ninth day of Decemb^r Anno One thousand six hundred seaventy five by his Certaine bill or writeing obligatory sealed with the seale of him the said Nicholas and here in Court produced whose date is the day and yeare aforesaid Did acknowledge himself to be Justly indebted

Liber W. C. unto the said John Griggs or to his Certaine Attorney his heires Executo^{rs} Adm^{rs} or assigns the full Number of Eighty Deare Skins in their Hayre That is to say fforty of the said Eighty to bee good Sufficent Buck skins, and the other forty to be Doe skins in their Hayre and likewise good, The said skins to be delivered at Mr Richard Keanes in Petuxent River on or before the second day of ffebruary next ensueing the date of the same bill or writeing obligatory, for the w^{ch} payment well and truely to be made & done the said Nicholas Hacket did binde himself his heires Executo^{rs} and Adm^{rs} firmly by those presents Notwithstanding w^c ^hthe said Nicholas Hackett the aforesaid number of Eighty Deare Skins to him the said John Griggs according to the Teno^r of ye same bill or writeing Obligatory hath not payd although often thereunto required but the same to pay hath denyed & still doth Denye Whereupon the said John saith he is Damnfied & hath losse to the Vallue of ffoure thousand pounds of Tobacco, And thereupon he bringeth his suite

p. 397 And the said Nicholas Hackett by Kenelm Cheseldyn his Attorney cometh and Defendeth the force and injury when &c and prayeth Liberty to imparle herein untill next Provinciaill Court and it is granted unto him the same Day is given to the plaintiffe Likewise

Att w^{ch} said next Provinciaill Court came the said parties by their attorneys aforesaid. and the said Nicholas Hackett by his said Attorney sayth That the said John Griggs his accon aforesaid against him the said Nicholas ought not to have ffor that hee sayth that ye Consideracōn for his the said Nicholas passing the said Bill Obligatory to the said John Griggs for the said Eighty Deare skins was for onely the sume of Twelve hundred sixty eight pounds of Tobacco for the Payment whereof the said John Griggs gave the said Nicholas a bill of John Boones of Talbot County assigned over by the said Boone to the said Griggs ffor seaven hundred sixty eight pounds of Tobacco upon one Henry Parker as part of payment of the said Twelve hundred sixty eight Pounds of Tobacco to him the said Nicholas w^{ch} said Parker departed this Province before the said Nicholas Could receive the Same, Upon w^{ch} consideracon the said Griggs, as also for the consideracon that the said Nicholas had paid unto Richard Keene for him the said Griggs the sume of ffoure hundred pounds of Tobacco, Came to an agreement with the said Nicholas for the said Eighty Deare skinns, and by agreement betweene them made the sixteenth Day of July in the yeare of our Lord 1678 After the Passing of the said bill, was contented to take the sume of Twelve hundred pounds of Tobacco in satisfaccōn of the Same, w^{ch} Said Twelve hundred pounds of Tobacco the said Nicholas sayes hee alwayes was and still is ready to pay, and this hee is ready to Averre and prayed Judgment whither the said John his action aforesaid Ought to have

And Now here at this Day to witt the thirtyeth day of Aprill in

the sixth year of the Dominion of the Right Hon^{ble} Charles Lord Baltimore &c Annoq Dominj 1681 Came the said John Griggs by his Attorney aforesaid and Offered himself against the said Nicholas Hackett in the plea aforesaid. but the said Nicholas Hacket came not but made default. Therefore It is Considered that the said John Griggs Recover against the aforesaid Nicholas Hackett aswell the aforesaid full number of Eighty Deare skinns in their Hayre, That is to say fforty of the said Eighty to be good sufficient Buck skinns, and the other fforty Doe skinns, as also the sume of ffive hundred ffifty Eight pounds of Tobacco for costs of suite, and the said Defend^t in Mercy &c^a

Nicholas Painter } Richard Ladd late sheriffe of Calvert County was
ag^t } attached to answere unto Nicholas Painter gentl
Richard Ladd } clerke of the Provinciaall Court, of a Plea of Tres-
passe upon the case.

And Whereupon the said Nicholas Painter by Robert Ridgely his Attorney camplayneth That Whereas John Burditt late of the City of st Maryes in the Province of Maryland y^e Eleaventh day of March 1679 By his Certaine bill Obligatory sealed with the seal of him the said John Burditt and here in Court Produced whose date is the day and yeare aforesaid Did acknowledge himself to owe and be indebted unto the said Nicholas Painter in the full and Just sume of Two Thousand Eight hundred Twenty eight pounds of good sound Marchantable Tobacco and Caske, and also the sume of seaven shillings and six pence Lawfull Money of England To be paid unto the said Nicholas Painter his Executo^{rs} Adm^{rs} or assignes, To the w^{ch} payment well and truely to be made the said John Burditt did bind himself his heires Execut^{rs} and Adm^{rs} firmly by those p^rsents, Notwithstanding w^{ch} the said John him the said Nicholas the said Sume of Two thousand Eight hundred Twenty eight pounds of Tobacco and seaven shillings and six pence in Money although often thereunto required according to the Tenor of y^e said bill Obligatory had not paid but the same to pay Denied, and y^e said John Burdett haveing withdrawne himself into Calvert County Thereupon the said Nicholas Painter the fourteenth day of August 1680 Sued out of the said Provinciaall Court a certaine writ of the Lord Prop^ry To the sheriffe of Calvert County Directed, By w^{ch} writ the s^d sheriffe was Comanded That hee should take the body of the said John Burdett Otherwise called John Burdett of the City of S^t Maryes in the Province of Maryland so That hee may have his body before the Justices of the Provinciaall Court to be held att the City of S^t Maryes the fifth day of October then next Coming To answere unto the said Nicholas of a plea that hee Rend^r unto him The full and Just sume of Two thousand Eight hundred Twenty eight pounds of good sound Marchantable Tobacco & Caske, and also the sume of seaven shillings

Liber W. C. and six pence Lawfull money of England w^{ch} to him hee oweth and unjustly Detaineth, and that hee should have then and there that writt, as by the same writ Remaining upon Record doth appeare, W^{ch} said writ of the Lord Prop^{ry} against the said John Burditt at the suite of the said Nicholas Painter for the said sume of Two thousand Eight hundred Twenty eight pounds of Tobacco & seaven shillings six pence in Money Hee the said Nicholas Painter to the said Richard Ladd, Then and still being sheriffe of the said County of Calvert Att the house of the said Richard Ladd scituate upon the Cliffs in Calvert County afores^d the Twentyeth day of the same Moneth of August did Deliver in forme of Law to be Executed, And the said Nicholas Painter did acquaint the said Richard Ladd that the said John Burditt was within his Baliwick (to wit) at the house of Richard Keene in Petuxent River, and Required the said sheriffe to goe or send an Officer forthwith to serve the said writ upon the body of the said Burditt, But the said Richard Ladd the duty of his Office not Regarding, Nor his Oath taken for the true and due Execucōn thereof not at all weighing, The said writ of y^e said Lord Prop^{ry} against the said John Burdett at the suite of y^e said Nicholas Painter for the said sumes of Two Thousand eight hundred Twenty eight p. 399 pounds of Tobacco And seaven shillings six pence in Money aforesaid, Refused and Denied to Execute, And the same writ to his Lops Justices of the Provinciaall Cort held at the City of st Maryes the ffifth day of October then next following, and by his Lopps writ of adjournm^t adjourned to the Twenty third day of November then next Ensueing, Returned, That the within Named John Burditt was not to be found within his Baliwick **Whereas** If the said Richard Ladd the Duty of his Office had regarded hee might by vertue of the said writ of Capias The body of the said Burditt have taken as by the said writ hee was Comanded, By reason whereof the said John Burditt afterwards Out of the said County of Calvert withdrew himself into places unknowne to the said Nicholas And the said Nicholas thereby is in Manifest danger his debt of Two thousand Eight hundred Twenty eight pounds of Tobacco, and seaven shillings six pence in Money to him Due from y^e said John Burdett as aforesaid Totally to loose, and of the same Utterly to be Deprived, **Whereupon** hee sayth hee is the worse and hath Damages to the Vallue of six Thousand pounds of Tobacco And thereupon hee bringeth his suite

And the said Richard Ladd by Charles Boteler his Attorney Cometh and Defendeth the force and injury when &c and prayeth liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the p^t Likewise

Now here at this day to wit the Nine and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq³ Dominj 1681 Came the said parties by

their Attorneys aforesaid And the said Richard Ladd by his said Attorney sayth That the said Nicholas his accōn aforesaid against ought not to have. Because hee sayth that hee is not guilty in Manner and forme as the Plantiffe above in his Declaracōn hath Declared, And of this hee putts himself upon the Country, And the plantiffe likewise Therefore Itt is Comanded the sheriffe of St Maryes County that he Cause to come here Twelve &c. By whome &c, and who Neither &c. To recognize &c Because aswell &c:

On w^{ch} said Nine and Twentyeth day of Aprill in the yeare aforesaid Came the said partyes by their Attorneys aforesaid, and the Juro^{rs} impannelled being called likewise came (To wit) William Roswell, Joseph Pile, William Langworth Edward Cooke, John Rosse, John Richardson, Henry Griffith: John Phillips, Sam^l Milington, Philip Lynes: William Robson & Griffith Jones, Who being Elected tryed and sworne to say the Truth of the Premisses upon their oathes do say That the said Richard Ladd is not guilty of the premisses in Manner and forme as the plt in his Declaracon above against him hath Complained, Therefore it is Considered that the said Nicholas Painter take nothing by his writ aforesaid but be in Mercy for his false plaint thereupon and that the sd Richard Ladd may goe thereof without day. and also that the said Richard Ladd Recover against the said Nicholas Painter the sume of

pounds of Tobacco for his Costs and charges by him about his Defence in this behalfe Laid out and Expended, and the sd Richard may have thereof Execucon

John ILlewelin	} George Robins late of Talbot County gent ^l other-	p. 400
ag ^t		
George Robins	} wise called George Robins of Talbot County was	
	} sumoned to answere unto John ILlewelin of a plea	
	that hee Render unto him the full and just Sume of	
Three thousand Pounds of good sound Marchantable Tobacco and		
Caske w ^{ch} to him he oweth and unjustly detaineth		

And Whereupon the said John ILlewelin by Rob^t Ridgely his Attorney sayth That Whereas the said George Robins the seaventeenth day of October One Thousand six hundred and eighty, by his Certaine bill or writeing Obligatory sealed wth the scale of him the said George & here in Court produced whose date is the day and yeare aforesaid, Did acknowledge himself to owe and stand Justly indebted unto the said John ILlewelin in the full and Just sume of Three thousand Pounds of good sound Marchantable Tobacco & Caske, To be paid to the said John ILlewelin his heires Executo^{rs} Adm^{rs} or Assignes Convenient upon Demand To the w^{ch} Payment well and truely to be made the said George Robins did binde himself his heires Executo^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding w^{ch} the aforesaid George Robins ye said sume of Three thousand Pounds of Tobacco According to the Teno^r of the said bill or write-

Liber W. C. ing Obligatory to him the said John lLewellin hath not paid although often thereunto required, but the same to pay hath denyed & still doth denye **Whereupon** the said John sayth hee is Damnnified and hath losse to the Vallue of Six Thousand pounds of Tobacco, And thereupon hee brings his suite

Now here at this day to witt the Nine and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Dominj 1681 Cometh aswell the said John lLewellin by his Attorney aforesaid as the said George Robins in his proper pson, and the said George sayth That hee Cannot gainsay the aforesaid accōn of the said John lLewellin for that hee hath not paid to the said John the said sume of Three thousand pounds of Tobacco in discharge of the said bill or writeing obligatory according to the forme and Effect thereof, Therefore Itt is Considered by the Court here That the said John lLewellin Recover against the said George Robins aswell the aforesaid debt of Three thousand pounds of Tobacco as also the sume of ffive hundred forty nine pounds of Tobacco costs of suite, so that Execucon thereof Cease untill the Tenth day of October next, And the said Deft in Mercy &c

William Diggs Esq	}	Henry Exon late of the City of S ^t Maryes
ag ^t		Innholder was attached to Answer unto the
Henry Exon	}	Hono ^{ble} William Diggs Esq one of the Jus-
		tices of the said Court according to the Liber-

ties and priviledges allowed &c of a plea that hee render unto him the Just sume of Twelve Thousand five hundred thirty two pounds of good sound Marchantable Tobacco & Caske w^{ch} to him hee oweth and unjustly Detaineth

p. 401 **And Whereupon** the said William Digges by Robert Ridgely his Attorney sayth That Whereas the said Henry Exon the Tenth day of October in the yeare of our Lord 1680 at the City of S^t Maryes aforesaid did borrow of the said W^m Digges the said sume of Twelve Thousand five hundred thirty two pounds of Tobacco, To be paid unto the said William Diggs when hee should be thereunto required Neverthelesse the said Henry the said sume of Twelve Thousand five hundred thirty two pounds of Tobacco to him the said William although often thereunto required hath not paid, but hath hitherto Denyed and still doth denye to pay the same **Whereupon** the said William sayth hee is the worse and hath losse to the Vallue of Twenty thousand pounds of Tobacco, And thereupon hee bringeth his suite

pledges de psec:	John Doe	}	Ridgely p Quer.
	Rich ^d : Roe		

Memorandum that this day (To witt) The two and Twentyeth day of Aprill in the sixth yeare of the Dominion of Charles &c Annoq Dominj One thousand six hundred eighty one before me

Philip Calvert Esq Chancello^r of this Province of Maryland and one of the Justices of the Provincia^l Court Att my house att S^t Peters in st Maryes Citty personally appeared Henry Exon above named in his proper person, and did Consent that Judgment should passe against him for the said sume of Twelve thousand five hundred thirty two pounds of Tobacco the debt aforesaid, as also the Sume of six hundred pounds of Tobacco costs of suite in this behalfe Expended, Provided Execucōn thereof doe Cease untill the Tenth day of October next

Taken and Acknowledged before me
this day and yeare abovesaid

Henry Exon

Philip Calvert

The 27th day of Aprill Anno Dominj 1681

The above menconed Judgment was by the Hono^{ble} Philip Calvert Esq Chancello^r delivered into Court. and Ordered to be Entred Upon the Records of the said Court

Nic. Painter Ct

Jn^o Addison & Marke Cordea } **Memorandum** That this Court (to
ag^t } witt) the Three and Twentyeth day
Christopher Rousby Esq } of November in the fffth yeare of
the Dominion of Charles &c^a Annoq
Dominj 1680 Came John Addison and Marke Cordea, of S^t Maryes County M^{ch}^{ts} by Rob^t Ridgely their Attorney and Exhibited to the Court here their Certaine informacōn against Christopher Rousby Esq one of the Attorneys of this Court in a Plea of Trespasse upon the case

And Whereupon the said John and Marke by Robert Ridgely their Attorney complaineth That Whereas at a special Court of Oyer and Terminer held at the Citty of st Maryes the Eighteenth day of March in the third yeare of his Lops Dominion Anoq Dominj 1677 before Robert Carvile Walter Hall and Garrat Vanswearingen gentl Justices thereunto assigned, By vertue of a Comission issued out of his Lops high Court of Chancery bearing date the fourteenth day of March aforesaid to them and John Darnall directed, for ye hearing and Determining of all breaches of any Act or Acts of Parliament relateing to Navigation or Trade, by whomesoever and whensoever Done perpetrated or comitted within the said Province, The said Christopher Rousby Esq^r his Majesties Collecto^r of all the rates duties & impositions due and payable to his said Majesty in Maryland, Who aswell for our Sovereigne Lord Charles y^e second of England scotland ffrance & Ireland King Defend^r of the faith &c and The Hono^{ble} Thomas Notley Esq^r Cheife Governo^r of the said Province of Maryland, as for himself in that behalfe followed Came there into Court the said Eighteenth day of March aforesaid in his pper pson, and aswell for the said Lord the King

Liber W. C. and for the said Governo^r as for himself Exhibited to the said Justices by the said Comission thereunto assigned and Authorized, Att the speciall instance request and supplicacōn of Rich^d Windall Marriner late Comander of the shipp Liverpoole Marchant, acertaind Informacōn against him the said Richard Windall, Thereby givinge the said Court to understand and be informed That Whereas in the statute made in the Parliament of our said Sovereigne Lord the King of England &c in the ffifteenth yeare of his Raigne At Westminster in the County of Middlesex in the said Kingdome of England, amongst other things It was Enacted by Authority of the same Parliament That from and after the Twenty fifth day of March 1664 Noe Comodity of the growth produccōn or Manufacture of Europe should be imported into any Land Island plantacon Collony Territory or place to his said Majesty belonging, or w^{ch} should thereafter belong unto or be in the Posession of his Majesty, his heires or successo^{rs} in Asia, Africa or America (Tangere Excepted) but What shall be bona fide and wthout fraude Laden and shipped in England Wales or the Towne of Barwick upon Tweede, and in English built shipping, or w^{ch} were bona fide bought before the first day of October 1662, And had such Certificate thereof as was directed in one Act Intituled an Act for preventing of ffraudes & regulateing abuses in his Majesties Customes, and Whereof the Master and Three fourths of the Marrin^{rs} at least were English, and w^{ch} should be Carried directly thence to the said Lands Islands Plantacōns Collonyes Territoryes and places and from noe other place whatsoever, Any Law Statute or Usage to the Contrary Notwithstanding, Under the Penalty of the loss of all such commodities of the growth production or Manufacture of Europe as should be imported into any of them from any other place whatsoever by Land or by Water, and if by Water of the shipp or Vessell in w^{ch} they were imported, with all her Gunns Tackle furniture Ammunition & apparrell One third part to his said Majesty his heires and successo^{rs}, One third part to the Governo^r of such Land Island Plantacon Collony Territory or Place into w^{ch} such goods were imported, If the said shipp Vessell or goods be there seized and informed against and sued for, or otherwise that third part also to his Majesty his heires and successo^{rs}, and the other third part to him or them who should seize informe and Sue for the same in any of his Majestyes Courts in

p. 403 such the said Lands Islands Collonyes Plantacōns Territoryes or places where the Offence was Comitted, or in any Court of Record in England, by bill informacōn plaint or other accōn wherein noe Essoyne protecōn or wager of Law should be Allowed, And Further that Whereas in the same statute made at the same time and place aforesaid Itt was Enacted for y^e better prevention of ffraudes That from and after the said Twenty ffifth day of March 1664 Every person importing by Land any goods or Comodities whatsoever into

any the said Lands Islands plantacōns Collonyes Territoryes or places should deliver to the Governo^r of such Land Island Plantacon Collony Territory or place, or to such person or Officer as should be by him thereunto authorized and appointed wthin foure and Twenty houres after such importacōn, His and there names and surnames, and a true Inventory or particular of all such goods or Commodities, And noe shipp or Vessell comeing to any such Land Island Plantation Collony Territory or place should lade or Unlade any goods or Comodities whatsoever untill the Master or Comand^r of such shipp or Vessell should first have made knowne to the Governo^r of such Land Island Plantacōn Collony Territory or place, or to such person or Officer as should be by him thereunto authorized and appointed, The arrivall of the said Shipp or Vessell wth her Name, and the name and sirname of her Master or Comand^r, and had showne to him that she was an English built shipp or made good by produceing such Certificate as aforesaid, That she was a shipp or Vessell bona fide belonging to England Wales or The Towne of Barwick and Navigated wth one English Master, and three fourths of the Marrin^{rs} at least English men, and had delivered to such Governo^r or other person or Officer a True and perfect Inventory or Invoyce of her ladeing together with the Place or places in w^{ch} the said goods were Laden or taken into the said Shipp or Vessell und^r the paine of the losse of the shipp or vessell with all her Gunns Ammunition Tackle furniture & apparrell & of all such goods of the growth produccion and Manufacture of Europe as were not bonafide taken in and laden in England Wales or the Towne of Berwick To bee recovered and divided in manner as aforesaid as in the same statute is more fully contained **Notwithstanding** w^{ch} the Eighth day of March aforesaid the said Richard Windall Master or Comand^r of the shipp or Vessell called The Liverpoole Marchant Then rydeing at Anchor in the River of st Georges within the County of st Maryes in the said Province of Maryland within The Jurisdiccōn of the said Court, The said statute Little regarding, nor the paines penaltyes and forfeitures therein fearing, Then and there had imported and brought into the said Province in the said shipp or Vessell Divers and sundry Comodities of the growth produccōn or Manufacture of Europe w^{ch} were not really and bonafide shipped Laden or taken in, in England or Wales or the Towne of Barwick upon Tweede, but were by the said Richard Windall shipped or Laden or taken on board the said shipp or Vessell in the Kingdome of Ireland That is to say Eighteene hogsheads of ffrench Wines called Clarret wth Seaverall other Euro-pean goods, a particular whereof was thereunto annexed, And also the said Richard Windall Master or Comand^r of the said shipp or Vessell did not upon his Entry of the said Shipp with the Officer appointed by the Governo^r for that purpose or at any other time then since and before breakeing of bulke Deliver or Cause to be delivered

Liber W. C. to the Governo^r or the said Officer by him thereunto authorized &
 p. 404 appointed a true and perfect Inventory Invoice or perticular of the
 said Seav^{ll} goods or Comodities of the said Ships Ladeing, Together
 with the Place or places in w^{ch} the said goods were Laden or taken
 into the said shipp or Vessell, as in and by the said Statute hee was
 Required and Enjoyned, but without haveing first delivered to the
 said Governo^r or the said Officer by him thereunto Authorized and
 appointed a true and perfect Inventory Invoice or pticuler of the
 seaverall goods or Comodities of the said shipp or Vessells Ladeing
 wth the place or places in w^{ch} the said goods were Laden or taken
 into the said Shipp or Vessell Hee the said Richard Windall did then
 and there Out of the said shipp or Vessell Unlade divers goods
 and comodities That is to say two hogsheads of ffrench wines, And
 the said Richard Windall did also unlade and Deliver to John Addison
 & John Reddish seaverall bayles packs & Caskes of goods and
 other European Comodities soe as aforesaid, by him in the said shipp
 imported against the forme of the statute aforesaid in that Case
 made and provided **Whereupon** the said Christopher Rousby aswell
 for the said Lord the King and the said Governo^r as for himself
 prayed the advice of the said Court in the premisses, and that the said
 Richard Windall Master or Comand^r of the said shipp or Vessell
 called the Liverpoole Marchant might forfeit the said shipp or Vessell
 wth all her Gunns Tackle Amuntion furniture & apparrell, and all
 the said goods and comodities according to the forme of the statute
 aforesaid, and that the same forfeiture might be Divided into three
 Equall parts, One third part thereof to our soveraigne Lord the
 King, One third part thereof to the said Governo^r, and the other
 third part residue of the said forfeiture to him the said Christopher
 Rousby according to the forme of the said statute, And that the said
 Richard Windall might Come into the said Court to answere our said
 Soveraigne Lord the King, the said Governo^r and the said Christo-
 pher, Who aswell well for the said Lord the King and the said Gov-
 erno^r as for himself in that behalf followed of & upon y^e p^rmisses
 Therefore It was comanded to the said Richard Windall That all
 other things set a part and all Excuses Ceaseing hee should be in his
 Proper person before the Justices of the said Court at the City of
 st Maryes y^e said Eighteenth day of March aforesaid, To answere
 the said Lord the King the said Governo^r and the said Christopher
 Who aswell &c^a of and upon the premisses, and further to doe and
 Receive what the said Court should Consider of in that behalfe
 under the Penalty of One hundred pounds sterl &c Att w^{ch} said
 Eighteenth day of March aforesaid Came the said Richard Windall
 into the Court in his proper person to answere y^e said Lord the
 King the said Governo^r & the said Christopher who aswell &c of and
 upon the premisses, and the said Richard Windall by Robert Ridgely
 his Attorney prayed the bearing of the informacon aforesaid and itt

was read unto him, wch being Read and by him understood The said Richard Complained him to bee by Collo^r of y^e p^rmisses in the informacōn specified greivously troubled and unquietted, and that not Justly and yet for plea to the said informacon and as to the supposed breaches of the act of Parliament in the said informacon menconed hee the said Richard sayd that hee was in nothing thereof nor of any of them guilty and of this hee puts himself upon the Country, and the said Christopher who aswell &c Likewise Therefore Itt was comanded the sheriffe of st Maryes County that hee Cause to come here Twelve &c by whome &c and who neither &c to Recognize &c.

Liber W. C.

p. 405

Then Upon the said Eighteenth day of March aforesaid came the said Christopher Rousby who aswell &c and the said Richard Windall by Robert Ridgely his Attorney, and y^e Juro^{rs} of that Jury likewise came (to witt) John Barnes John Baker Thomas Jimes, John Doxey. Edw^d Horne, Elias Beech, Richard Atwood, Thomas Griffin Nicholas Guither, W^m Guither John Evans and John Askin, Who being impannelled sumoned and sworne to say the truth in the premisses Upon their oathes did say, They found that there was seaverall hogsheds of wines called Clarret imported into the River called st Georges in this Province in the shipp called the Liverpoole Marchant Richard Windall Comand^r of the same shipp, and their rideing att Anchor in the said River, and there was noe true Entry made of the said wines before breakeing bulke in the said shipp, Therefore Itt was Considered by the said Court that the said shipp called the Liverpoole Marchant with her gunns Tackle furniture Aminition and apparell, and also all the goods that were imported in the said shipp (Except such goods as were Menconed in the Cocquets that were delivered in by the said Richard Windall at the time of the Entry of the said shipp) bee forfeited according to Act of Parliament, as by y^e said Comission and proceedings aforesaid may more at large appeare, And the said John and Marke in fact say That they upon the Eighth day of October in the yeare of our Lord One thousand six hundred Seaventy seaven At Liverpoole in the Kingdome of England did Loade and put on board the said shipp the Liverpoole Marchant aforesaid the said Richard Windall Comand^r as aforesaid seavⁿ goods and Marchandizes of the proper goods of them the said John and Marke to be transported to the said Province of Maryland, That is to say) Eighty seaven yards of broad cloath, ffourteen peeces of Callico each Twenty yards long, ffoure peeces of Callico each Twenty two yards long Two peeces of Callico each fiftene yards long, Two Callico Quilts ffoure peeces of Colloured Callico each Twelve yards long, Two Callico Petticoates, Two hundred sixty three yards and a halfe of English Linnen and Diaper, Twenty seaven Ends of ffustian Two hundred Twenty seaven yards of Canvas, Two hundred Twenty-eight yards and three Quarters of full blew Linen, Two Reames of writeing paper, Ninety six Howes Thirty six Axes, Two paire of parragon

Liber W. C. boddyes, Tenn paire of small boddyes, fifty six pounds of Dropp shott, four peeces of Kendall Cottens, Two Eight quarter bed ticks One hogshead of brandy, a sett of Carpenters Tooles, and a Remnant of Kersey Which said goods were of the Vallue of sixty Two thousand ffive hundred sixty & three pounds of Tobacco as by a particuler thereof hereunto annexed may appeare, All w^{ch} said goods they did Cawse to be duely entered at the Port of Liverpoole and paid the custome and other duties for the same, and had received at the Custome house at the Port of Liverpoole aforesaid from the Officer there thereunto appointed sufficient Cocquets for the said goods, And the said Richard Windall After his Arrivall into this Province Upon the Entry of his said Shipp (to witt) upon the Eighth day of March in the yeare of our Lord 1677 aforesaid did produce & deliver to the Officer in this Province appointed & authorized by the Right Hon^{ble} The Lord Prop^{ry} of this Province for the

p. 406 Entry and Clearing of shippes the said Cocquets and a Certificate of their due Entry and Cleareing at the Port of Liverpoole afors^d According to the Law in that case made & Provided, And they the said John & Marke being upon the Eighth day of March aforesaid in st Georges River in st Maryes County on board the said shipp Liverpoole Marchant possessed of the said goods and Marchandizes as of their proper goods as aforesaid, The said Christopher Rousby as his Majestyes Collecto^r as aforesaid Did seize the said Shipp and all the goods in her for breach of the Act of Parliament aforesaid, and upon the said Eighteenth day of March aforesaid Cawsed the said shipp with her gunns Tackle Amuntion furniture and apparrell & All the goods that were imported in the said shipp (Except such goods as were mentioned in the Cocquets that were delivered in by the said Richard Windall at the time of the Entry of the said shipp) To be By the Court aforesaid for breach of the said Act of Parliament condemned, And by Collo^r thereof did possesse himself of the said goods of the said John and Marke to the Vallue aforesaid **Notwithstanding** w^{ch} the said Christopher Knowing the said goods to be the proper goods of the said John and Marke and to the said John and Marke of right to belong and appertaine, And were not included in the Judgment of the Court aforesaid as forfeited, They haveing Cocquets for the same as aforesaid, **Yet** the said Christopher meaneing and intending them the said John and Marke in this behalfe craftily and subtilly to deceive & defraude The goods aforesaid unto the said John and Marke Although thereunto hee hath beene often required hath not delivered, but the same goods afterwards (to wit) The thirtyeth day of March aforesaid to his owne use did dispose and convert **Whereupon** they say they are Damnfied and have losse to the Vallue of One hundred Thousand pounds of Tobacco And thereupon they bring their suite

And the said Christopher Rousby in his Proper person cometh

and Defendeth the force and injury when &c and prayeth liberty to
 imparle hereunto untill next Provinciaall Court and it is granted unto
 him The same day is given to the plantiffes Likewise

Now here at this day to wit the Eight and twentyeth day of Aprill
 in the sixth yeare of the Dominion of the Right Hono^{ble} Charles
 Lord Baltemore &c Annoq³ Dominj 1681 Came aswell the said plan-
 tiffes by their Attorney aforesaid as the said Deft his proper person,
 and the said deft sayth That hee is in noe wise guilty of the premisses
 imposed upon him in manner and forme as the same are by the said
 plantiffes declared against him, and of this hee puts himself upon
 the Country: **Whereupon** the said plantiffes refuse to make any
 farther psecucōn against the said Deft in the plea aforesaid Therefore
 It is Considered that the said John Addison and Marke Cordea take
 nothing by their Bill aforesaid but for their false Claime therein
 be in Mercy, and that the said Christopher Rousby may goe thereof
 without day, and also that the said Christopher Rousby Recover
 against the said John Addison and Marke Cordea The sume of
 pounds of Tobacco for his costs and
 charges by him about his defence in this behalfe Laid out and
 expended &c

A particuler Account of seaverall goods and Marchandizes seized
 & detained by Christopher Rousby Esq^r his Majestyes Collecto^r of his
 Customes in this Province being the proper goods and Marchandizes
 of John Addison and Marke Cordea Marchants:

ti Tobacco

87 Yards of broad cloath at 150 Tobacco p yard one w th	
another	1350
14 peeces of Callico each 20 yds Long att 600 p peece.....	8400
4 peeces of Callico each 22 yds Long at 660 p peece.....	2640
2 peeces of callico Each 15 yards long.....	900
2 Callico Quilts.....	1200
4 peeces of colloured Callico each 12 yds Long att 400 p peece	1600
2 Callico Petticoates.....	300
263½ yds of English Linnen and Diap at 25 p yd one w th	
another	6587
27 Ends of ffustian att 400 ^{li} Tobacco an end.....	10800
227 yards of Canvas at 10 ^{li} Tob p yard.....	2270
228¾ yards of fine blew Linnen att 15 p yard.....	3432
2 Reames of writeing paper.....	300
96 Howes att—20.....	1920
36 Axes att 20 p ps.....	720
2 paire of Parragon boddyes.....	300
10 paire of small boddyes att 50 p paire.....	500
56 ^{li} of Dropp shott att 4 ^{li} p pound.....	224

Liber W. C.

p. 407

Liber W. C.	4 peices of Kendall Cottons att 400 p peice.....	1600
	2 Eight Quarter Bed Ticks.....	1000
	One hh ^d of brandy.....	3600
	One sett of Carpenters Tooles.....	500
	A Remnant of Kersey of about 12 yards.....	720

Errors Excepted

62563

Rob^t Ridgely on behalfe of
Marke Cordea & Jn^o Addison

Thomas Parker } The deft by Robert Carvile his Attorney appears
ag^t } and imparles untill next Provincially Court

James Clayland }

Thomas Hagelton }

ag^t }

Thomas Trueman }

John Sanders }

ag^t }

Thomas Helgar }

Gerrard Slye }

ag^t }

Thomas Helgar }

James Mills }

ag^t }

Henry Johnson }

These foure accōns are continued untill next
Provincially Court

p. 408

{ John Harris }

ag^t }

{ Peter Ellis }

{ The same }

ag^t }

{ John Hyland }

{ John Smith }

ag^t }

{ Thomas Kinnaston }

{ Christopher Rousby qui & }

{ Domine Rege }

ag^t }

{ Robert Carvile }

{ Morgan Jones }

ag^t }

{ Richard Wells }

{ Christopher Rousby }

ag^t }

{ Bartholomew Ennalls }

{ Henry ffernley }

ag^t }

{ John Manley }

These seaven accōns are agreed

George Holland	}	These Two Causes being in Ejectment are continued untill next Provinciaall Court
ag ^t		
Nicholas Nickolls		
Thomas Tasker		
ag ^t	}	
John Broome		

Peter Ellis and Eliz ^a his wife	}	This Cawse being upon a writ of Error
Adm ^x of William Palmer		
ag ^t	}	Continued untill next Provinciaall Court
Thomas Preston		
Lord Proprietary		
ag ^t		
Josias Seward	}	This accon is Continued untill next Court

Andrew Abbington	}	
ag ^t		
George Oldfeild	}	Unlesse the defts appeare next Court the sheriffe of Cecill County amerced.
Joseph Edloe		
ag ^t		
George Beston		
Thomas Bowman	}	This accon is Continued by Consent of the Attorney of both sides
ag ^t		
stephen Gary	}	The deft W ^m Hill by Charles Boteler his Attorney appeares & imparles untill next Provinciaall Court
Edward Watkines		
ag ^t		
W ^m Hill & Jn ^o Phillips		

William Burges	}	
ag ^t		
Richard Hill	}	
Andrew Tennihill		
ag ^t	}	
John Bennett		
Gerrard Slye	}	
ag ^t		
Margret stagg Adm ^x	}	
of Thomas stagg		
Edward Lunn qui tam bene &c	}	
ag ^t		
Anthony Demondadeir	}	
Richard Metcalfe		
ag ^t	}	
Emanuel Jenkinson		
Richard Perry	}	
ag ^t		
Thomas Gannt	}	

Liber W. C.	The same	{		These fiteene Accõns are continued untill next Court
	ag ^t	{		
	The same	{		
	The same	{		
	ag ^t	{		
	The same	{		
	Gerrard Slye Adm ^r of	{		
	Richard Chillman	{		
	ag ^t	{		
	William Boareman	{		
	Nehemiah Blackiston	{		
	ag ^t	{		
	William Harper	{		
	Richard ffenwick	{		
	ag ^t	{		
	Gerrard Slye	{		
	John slye	{		
	ag ^t	{		
	Gerrard slye	{		
	Joseph Pile	{		
	ag ^t	{		
	Thomas Towlson	{		
	John Rousby	{		
	ag ^t	{		
	Joseph spernon	{		
	Edmond Dermott	{		
	ag ^t	{		
	Philip Lynes	{		
p. 410	Marke Cordea	{		These Two Causes are continued untill next Provinciall Court
	ag ^t	{		
	Richard Atwood	{		
	Michael Miller	{		
	ag ^t	{		
	Clement Hill	{		
	John Edmondson	{		unlesse the deft appeare next Court the sheriffe of Calvert County Amerced
	ag ^t	{		
	Henry Mitchell	{		Unlesse the Deft appeare next Court the sheriffe of Baltemore County amerced
	Gerrard slye	{		
	ag ^t	{		Unlesse the deft appeare next Court the Sheriffe of Somerset County amerced
	James Mills	{		
	Christopher Rousby	{		
	ag ^t	{		
	Randall Revell	{		Unlesse the Deft appeare next Court the sheriffe of Calvert County amerced
	Nicholas Painter	{		
	ag ^t	{		
	simon Wilmer	{		

Joseph Eaton ag ^t	}	The plantiffe this Court fileth his bill against the Deft being one of the Justices of this Court	Liber W. C.
Benjamin Rozer Esq			

John Barnes ag ^t	}	The deft by Robert Carvile his Attorney appeares & Imparles untill next Provinciaall Court
Edward Newton Adm ^r of Thomas Newton		

Roger Brooke ag ^t	}	The Deft by George Parker her Attorney appeares & imparles untill next Provinciaall Court
susanna Keene Relict of Edward Keene		

Edward Pynn ag ^t	}	The Defts by Robt Ridgely their Attorney appeare & imparle un- till next Provinciaall Court
John James		
Jn ^o Peirce Ex ^r John Peirce ag ^t		
Hugh Hartshorne		
Owen Guither Adm ^r Mary Jones ag ^t		
Gerrard slye		
William Thomas ag ^t		
Gerrard Slye		
Edmund Dennis ag ^t		
Gerrard Slye		

Thomas Yeabesly ag ^t	}	The Deft by Robert Carvile his Attorney ap- peares & imparles untill next Provinciaall Court	p. 411
Richard Gardiner			

Joseph sempell ag ^t	}	The defts by Robert Ridgely their Attorney Ap- peare and imparle untill next Provinciaall Court
John Davis		
Jeffrey Meanely ag ^t		
Henry Mitchell		
Nicholas Maneire ag ^t		
John Baker		
John Osbourne ag ^t		
Robert Mason		
David Browne ag ^t		
Henry smith		

- Liber W. C. Edward Watkins }
 ag^t } The Deft by Charles Boteler his Attorney ap-
 John Phillipps } peares & imparles untill next Provinciaall Court
 Kenelm Cheseldyne }
 ag^t }
 Justinian Tennison }
 Richard Gardiner }
 ag^t } The Defts by Thomas Burford Their Attor-
 Thomas Marshall } ney appeare & imparle untill next Provinciaall
 Joseph Eaton } Court
 ag^t }
 John Wood }
 Andrew Tennihill }
 ag^t } These Two Causes being in appeale
 George Lingan } from Calvert County Court The
 The Same } Defts by Charles Boteler their At-
 ag^t } torney appeare this Court and im-
 Rich^d Marsham & Geo Lingan } parle untill the next Provinciaall
 Ex^{rs} of Charles Gosfright } Court
 Joseph Eaton }
 ag^t } The Deft by Robert Ridgely his Attorney appeares
 Edward Inglish } & imparles untill next Provinciaall Court
 John Abington }
 ag^t } This accōn of appeale from Calvert County Court
 Thomas Truman } is continued untill next Provinciaall Court
- p. 412 John Abington }
 ag^t } This cawse is by the Court continued untill next
 William Kidd } Provinciaall Court
 Susanna Uty }
 ag^t } These Two Causes being upon appeale from Balte-
 John Nickols } more County Court are by this Court continued untill
 The same } next Provinciaall Court
 ag^t }
 The same }
 Henry Mitchell } This accōn of appeale from Dorchest^r County Court
 ag^t } is by this Court Continued untill next Provinciaall
 Walter Davis } Court
 John Martin }
 ag^t } This accōn of Ejectm^t is continued untill next Pro-
 Joseph James } vinciall Court
 Thomas Parker }
 ag^t } The Deft by Robert Carvile his Attorney appeares
 James Clayland } & imparles untill next Provinciaall Court
 William Brice }
 ag^t } **Comand** was given to the sheriffe of Dorchester
 Jn^o: Richardson } County that he attach any the goods or Chattles of
 John Richardson If they should bee found in his
 baliwick to the vallue of Nine thousand pounds of

Tobacco, and when hee had the same soe attached or any part thereof the same in his custody to Keepe untill the said John Richardson should by himself or his Attorney appeare here the six and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltmore &c Annoq Dominj 1681 to Answer unto W^m Brice of a Plea that hee Render unto him the full & just sume of Nine Thousand pounds of good sound Marchantable Tobacco & Caske w^{ch} to him hee oweth and unjustly detaineth On w^{ch} said six & Twentieth day of Aprill stephen Gary sheriffe of the County aforesaid made retorne of the writ aforesaid That by vertue thereof hee hath attached in the hands of John Woodward Marchant seaventeene pounds start, w^{ch} sume the said John did acknowledge to him the said sheriffe that hee was indebted unto John Richardson

W^{ch} being read and heard Itt is Ordered by the Court here this day to wit, the Eight & Twentyeth day of Aprill in the sixth yeare of ye dominion of the Right Hon^{ble} Charles Lord Baltmore &c Annoq Dominj 1681 That the said William Brice give good and sufficient security unto this Court for the aforesaid sume of seaventeene pounds sterling according to Act of Assembly Concerning attachments

Thomas Swaney	} The deft havinge not filed his Plea in this Cause	p. 413
ag ^t		
Hugh ffrench	} according to Order of Court in that case made & provided Came by Thomas Burford his Attorney and gave sufficient reasons for his not doinge the same, Whereupon It is Ordered that the deft have time to file his plea to the p ^{ts} acc ^{on} untill next Provinciaall Court	

Michael Miller	} Comand was given to the Corner of Kent County
ag ^t	
Ellis Humphreys	} that of the good and chattles of Ellis Humphreys late of the same County If they should be found in his baliwick hee should Cause to be made the sume of Two Thousand ffower Hundred seaventy foure pounds of Tobacco, and when he had the same so made as aforesaid or any part thereof the same in his Custody to Keepe so that hee Should have the same before the Justices of the Provinciaall Court to be held at st Maryes the six and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hon ^{ble} Charles Lord Baltmore &c Annoq Dominj 1681 to Render unto Michael Miller Sheriffe of Kent County aforesaid w ^{ch} to him the said Michael by the Justices of the same Provinciaall Court the two & twentyeth day of ffebruary last past was Allowed for imprisonment and other ffees by the said Michael about the said Ellis Humfreys Layd out and Expended, On w ^{ch} said six and Twentyeth day of Aprill Henry Hosier gentl Coroner of Kent County aforesaid made retorne of the writ aforesaid That hee hath Executed of the goods and Chattles

Liber W. C. of Ellis Humfreys Nine Yearlings, Two ffourre yeare old steeres, One small fflowling piece, ffive Two yeare old Cattle, About Tenn gallons of Tarr six gallons of Mallassos, w^{ch} hee hath here as the writt Requires

On w^{ch} said six and Twentyeth day of Aprill in the yeare afore-said Robert Parke and William Harris of Kent County aforesaid, made Retorne of their Appraisment of the goods of the said Ellis Humfreys to the Vallue aforesaid, w^{ch} followes in these words Viz

Wee Robert Parke and William Harris being sworne to appraise the goods & Chattles of Ellis Humfreys to the Vallue of ffour Thousand foure hundred seaventy foure pounds of Tobacco due to Michael Miller By vertue of a writ of Execucōn directed unto the Coroner being M^r Henry Hosier, Haveing appraised as

Imp^{rs}	fi Tob :
To two ffourre yeare old steeres	900
To 7 Calves some one yeare old & other nine Moneths, & } some about halfe a yeare old very weake & poore }	700
To 5 steeres about a Yeare & a half old very weake & Poore . .	720
To one small Gunn	120

2440

p. 414 Appraised for Coroners ffees and Apprais^{rs} ffees Amounting unto the Sume of Three hundred & Twenty pounds of Tobacco & Thirty ffourre pounds of Tobacco due on the Execucōn as ffolloweth Viz

	fi Tob
To some Tarr in a Caske about tenn gallons	080
To one small Runlet of Mallassos Cont ^a six gall	054
To two Yearelings weake and poore	200

Totall 2774

To Execution	2474
To Coron ^{rs} ffees	180
To Apprais ^{rs}	120

2774

Rob^t Parke :
Wm Harris :

The Right Hon ^{ble} Charles Lord Baltemore absolute Lord & Prop ^{ry} of Maryland & ag ^t Ellis Humphreys	}	Comand was given to the sheriffe of Kent County that of the goods and Chattles of Ellis Humphreys if should be found in his baliwick hee should Cause to be made the sume of Tenn thousand pounds of Tobacco, and when hee had the same soe made as aforesaid or any part thereof the same in his Custody Keepe so that hee should have the same before the Justices
---	---	---

of the Provinciaall Court to be held at st Maryes the six and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Anno^q Dominj 1681 w^{ch} to Render to the said Lord Prop^{ry}, w^{ch} to him the said Lord Prop^{ry} by the Justices of the said Provinciaall Court at the City of st Maryes the Two and Twentyeth day of ffebruary Anno^q Dominj 1680 was adjudged Upon the forfeiture of a Recognizance Entred into by the said Ellis Humphreys in the County Court of Kent County aforesaid, On w^{ch} said six and Twentyeth day of Aprill in the yeare aforesaid Michael Miller sheriffe of the County aforesd made Retorne of the writ aforesaid That by vertue thereof hee hath taken one servant Boy named Michael Tumbrell, Eleaven Cowes Two Two yeares old Heiffers, and three yeares Old Heifer, one Bull one Hand Mill, One grind stone w^{ch} hee hath as by the same writ hee is Comanded

On w^{ch} said six and Twentyeth day of Aprill in the yeare aforesaid Robert Parke & William Harris of Kent County aforesaid Made Retorne of their appraisment of the goods of the said Ellis Humphreys to the Vallue aforesaid w^{ch} ffollowes in these words Viz March ye 1st 1680

Wee Robert Park & William Harris being sworne to appraise the goods & Chattles of Ellis Humphreys to the Vallue of Tenn Thousand pounds of Tobacco due to his Lopp the Lord Prop^{ry} By vertue of an Execucōn out of the Secretarys Office Have Appraised as ffolloweth,

	ti Tob	p. 415
Imp ^{rs} To one servant boy haveing foure yeares to serve....	2800	
To 11 Cowes very weake & poore ffoure haveing Calves & } seaven without Calves at 600 ^{ti} of Tob p Cow.....	6600	
To one Hand Mill.....	300	
To one Grindstone.....	030	
To one Two yeare old Heiffer.....	200	

 9930

Appraised for Sheriffes ffees for serving the Execucōn, and Appraiso^{rs} ffees, & seaventy pounds of Tobacco Ballance of this Execucōn Amounting unto the sume of seaven hundred & ffifty pounds of Tobacco as ffolloweth

one Bull of one yeare & a halfe old very weake & poore } ...	750
To one Two yeare old & one three yeare old Heiffer, & }	

	ti Tob
To Execucōn	10000
To sheriffes fees....	560
To Appraiso ^{rs}	120

 10680

Robert Parke
Wm Harris

Liber W. C. Edward Tarleton & Comp^a plts } **Comand** was given to the Sheriffe
 against } of St Marys County that **Whereas**
 Elizabeth Greene at Potter deft } at a Provinciaall Court held att the
 City of st Maryes before the Jus-
 tices of the said Court the fourteenth day of Aprill Anno^q Dominj
 1676 in a suite depending betweene Edward Tarleton and Company
 plts and Eliz^a Greene of Somersett County widdow otherwise Called
 Elizabeth Greene at Potter widdow of st Maryes County in the
 Province of Maryland deft, The said Plantiffes Recovered judgment
 against the said Eliz^a Greene at Potter for five thousand One hun-
 dred seaventy two pounds of Tobacco debt & ffive hundred sixty
 foure pounds of Tobacco costs of suite, and for that Execution hath
 not thereupon issued Itt was therefore comanded the said sheriffe
 that by good and Lawfull men of his Baliwick hee make Knowne
 to the said Elizabeth Greene alias Potter to bee and appeare here the
 six and twentyeth day of Aprill in the six yeare of the Dominion
 of the Right Hono^{ble} Charles Lord Baltemore &c Anno^q Dominj
 1681 To shew cause if any she have why Execucōn Should not Issue
 forth against her upon the said Judgment

On w^{ch} said six and Twentyeth day of Aprill aforesaid William
 Boareman gentl sheriffe of the County aforesaid made retorne of
 the writt afores^d That before Thomas Potter and Sam^l Asbiston hee
 made Knowne unto the said Elizabeth Greene at Potter to be &
 appeare here as by the said writt hee was Comanded,

p. 416 And Now here at this day to witt the seaven & Twentyeth day of
 Aprill in the yeare aforesaid Came the said Edward Tarleton &
 Company by Robert Ridgely their Attorney and Offered themselves
 against the said Elizabeth Greene at Potter off and Upon the scire
 facias aforesaid, but the said Elizabeth though Solemnly called came
 not but made default, Therefore Itt is Considered by the Court here
 that the said Edward Tarleton & Company have their Execucon
 against the said Elizabeth Green at Potter aswell for the aforesaid
 debt of ffive thousand one hundred seaventy two pounds of Tobacco,
 and ffive hundred sixty ffoure pounds of Tobacco costs of suite in
 the Scire facias aforesaid Mentioned, as also the sume of ffive hun-
 dred ffifty and ffive pounds of Tobacco costs of suite sithence Layd
 out and Expended, And the said Deft in mercy &c.

John Fisher } **Comand** was given to the Sheriffe of st Maryes
 ag^t } County that of the goods & Chattles of Marke Cordea
 Marke Cordea } If they should be found in his baliwick hee Should
 Cause to be made the sume of six hundred ninety six
 Pounds of Tobacco, & when he had ye same so made as aforesaid
 or any part thereof the same In his Custody to keepe so that he
 might have the Same before the Justices of the Provinciaall Court to
 be held at st Maryes the Six and twentyeth day of Aprill in the sixth

yeare of the dominion of the Right Hon^{ble} Charles Lord Baltimore &c Anno^q Dominj 1681 to Rend^r unto John ffisher, w^{ch} to him the said John Att a Provinciaall Court held at the City of st Maryes the one and twentyeth day of ffebruary Anno^q Dominj 1680 by the discession of y^e Justices of the said Court was adjudged for his expences and Costs for that the aforesaid Marke hath not prosecuted his writ in a certaine plaint of Trespasse upon the case by the same pst against the same deft in o^r said Court brought whereof hee is Convicted

On w^{ch} said six and Twentyeth day of Aprill in the yeare aforesaid William Boareman gent^l sheriffe of st Maryes County aforesaid made retorne of the writ aforesaid, That hee hath Executed the same

Marke Cordea } Comand was given to the Sheriffe of st Maryes
ag^t } County that hee take James Lewis late of st Maryes
James Lewis } County planter otherwise called James Lewis of the
County of s^t Maryes planter If hee should be found
in his baliwick & him safe Keepe soe that hee have his body before
the Justices of the Provinciaall Court to be held at the City of St Maryes the six and Twentyeth day of Aprill in the six Yeare of
the Dominion of the Right Hon^{ble} Charles Lord Baltimore &c Anno^q Dominj One thousand six hundred eighty one to answere
unto Marke Cordea of a plea that hee Render unto him the full &
just Summe of Two thousand three hundred Eighty eight pounds of
good Sound Marchantable Tobacco & Caske w^{ch} to him hee oweth
and unjustly detaineth, On w^{ch} said six and Twentyeth day of Aprill
Majo^r William Boareman Sheriffe of the County aforesaid made
Returne of the writ aforesaid That ye said James Lewis is not to be
found in his Baliwick **Whereupon** the said Marke Cordea by Robert
Ridgely his Attorney prayed an Attachment against the goods Chat-
tles & debts of the said Marke Cordea according to Act of Assembly
in that case made & Provided, & it is granted by the Court here

Marke Cordea } Comand was given to the sheriffe of s^t Maryes
ag^t } County that hee take James Lewis late of st Maryes
James Lewis } County planter Otherwise called James Lewis of
st Maryes County in the Province aforesaid Planter
If he should be found in his baliwick and him safe Keepe so that hee
have his body here the six and Twentyeth day of Aprill in the sixth
yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore
&c Anno^q Dominj 1681 To answere unto Marke Cordea in a plea
that hee Render unto him the full & Just summe of One thousand
seaven hundred pounds weight of good sound Marchantable Tobacco
& Caske w^{ch} to him hee oweth and unjustly detaineth, On w^{ch} said
six and Twentyeth day of Aprill Majo^r William Boareman Sheriffe
of the County aforesaid made retorne of the writ aforesaid that the

Liber W. C. said James Lewis is not to be found within his Baliwick **Whereupon** the said Marke Cordea by Robert Ridgely his Attorney prayed an Attachment against the goods Chattles & debts of the said James Lewis according to an Act of Assembly in that case made & provided, and itt is granted by the Court here

Samuel Holdsworth	}	Comand was given to the Sheriffe of Calvert County that he take Edward Husbands late of Calvert County Chirurgion if they should be found in his baliwick to the Vallue of Two thousand three hundred Eighty two pounds of Tobacco, and when hee had the same So attached as aforesaid or any part thereof y ^e Same in his Custody Keepe untill the said Edward Husbands Should by himself or his Attorney appeare here the six & Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c. Annoq Dominj 168i to answeare unto Sam ^{ll} Holdsworth of a plea of Trespasse upon the case, On w ^{ch} Said Six & Twentyeth day of Aprill Cap ^t Richard Ladd sheriffe of the County aforesaid Made retorne of the writ aforesaid That he hath attached in the hands of Sam ^{ll} Holdsworth the within Named sume of Two thousand three hundred Eighty two pounds of Tobacco as y ^e writ requires
ag ^t Edw ^d Husbands		

p. 418 **Whereupon** the said Samuel Holdsworth by Robert Ridgely his Attorney prayed that the aforesaid Quantity of Tobacco might be condemned unto him Upon giveing Security according to Act of Assembly in that case made and provided And Itt is granted by the Court here

Now here att this day to witt the Seaven and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Dominj 168i came the said Sam^{ll} Holdsworth wth Henry Exon his security Who undertooke for the said Sam^{ll} Holdsworth in the sume of Two thousand three hundred eighty two pounds of Tobacco to indempnifie this Court against all accōns suites or other matters that shall or may happen touching or Concerning the said Attachment, and shall make restitucōn of the abovesaid Two thousand three hundred eighty two pounds of Tobacco or the Vallue thereof in case the said Edward Husbands or his Attorney shall within one yeare and a day make his Just and due defence, and proceed on in the said accōn in Comon forme, and make it appeare that the said Sam^{ll} Holdsworth is satisfied his Just Demands

Mareen Duwall	}	The deft by John Rousby his Attorney appeares & Imparles untill next Provinciaall Court
ag ^t Thomas Bowdle		

John Bearecroft ag ^t	}	The Deft by Robert Ridgely her Attorney ap- pears & imparles untill next Provinciaall Court
Jane Williams Adm ^x of William Williams		

Thomas Hussey ag ^t	}	This Cawse being Upon a writt of Error from Charles County Court is Agreed
James Wheeler		

David Jones & ux ag ^t	}	This accōn being Upon Appeale from Baltimore County Court is Continued untill next Provinciaall Court
Robert Benjor		

Thomas Hebb ag ^t	}	Comand was given to the sheriffe of st Maryes County That of the goods and Chattles of Hugh Reynolds If they should be found in his Baliwick hee Cause to be made the sume of seaven hundred
Hugh Reynolds		

sixty & six pounds of Tobacco, and when hee had the same so made as aforesaid or any part thereof the same in his Custody to Keepe so that hee have the same before the Justices here the six & Twentyeth day of Aprill in the sixth yeare of the Dominion of the right Hono^{ble} Charles Lord Baltimore &c Annoq Dominj 168i to Render unto Thomas Hebb, w^{ch} to him the said Thomas Att a Provinciaall Court held at the City of st Maryes The Twenty third day of ffebruary Annoq Dominj 1680 was adjudged for his Expences and costs of Suite, ffor that the aforesaid Hugh Reynolds hath not prosecuted wth Effect his Certaine plaint by him in our said Court against the said Thomas brought, On w^{ch} said six and Twentyeth day of Aprill in the yeare aforesaid Major William Boareman Sheriffe of st Maryes County aforesaid made Returne of the writt aforesaid, That hee had Executed the same

p. 419

John Harris ag ^t	}	Comand was given to the Sheriffe of Baltimore County that of the goods and Chattles of George Gunnell late of Baltimore County Chirurgion If they should be found in his Baliwick hee Cause to
George Gunnell		

be made aswell the sume of Twelve thousand nine hundred seaventy six pounds of Tobacco a Certaine debt Recovered against him Att a Provinciaall Court held at the City of S^t Maryes the thirtyeth day of November Anno Dominj 1680 by John Harris of the City of London Marriner Whereof hee is Convicted, as also the sume of ffive hundred fifty two Pounds of Tobacco for costs of Suite, And when hee had the same soe made as aforesaid or any part thereof the same in his Custody to Keepe soe that hee have the same before the Justices of the Provinciaall Court to be held at the City of st Maryes the six and Twentyeth day of Aprill in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq Doni 168i To Render to the said John Harris

On the back side of the aforegoeing writ was indorsed as followeth

Liber W. C. Cap^t Jn^o Stanesby: I as Attorney of the within Named John Harris Doe assigne over the benifitt of this Execucon to James Philips & Thomas Cannon As witness my hand this ffoure and twentyeth of ffebruary 1680

Rob^t Carvile

Witnesse

Rob^t Ridgely

John Baker

On w^{ch} said six and Twentyeth day of Aprill aforesaid Cap^t John stanesby Sheriffe of Baltemore County aforesaid Made Retorne of the writ afores^d That by vertue thereof hee hath Leavyed goods to the Vallue in the writt aforesaid Mentioned, and Delivered the same to James Phillips & Thomas Cannon as by assignment from M^r Robert Carvile abovementioned

Lord Proprietary } William Chandler Sheriffe of Charles County
ag^t } haveing formerly retorned a a Cepi in this Cause
Thomas Clipsham } and the deft not appearing this Court, The Same
Sheriffe is Amerced unto The Lord Proprietary
the sume of ffoure pounds sterl. and the said Sheriffe is hereby
Ordered to have the body of ye said deft at the next Provinciaall Court
to be held at st Maryes the fourth day of October next

p. 420 Lord Proprietary } John White Sheriffe of Somersett County
ag^t } haveing retorned a Cepi in this Cause & the
Matthew Scarbrough } deft not appearing this Court The same Sher-
& Thomas Painter } iffe is Amerced unto the Right Hono^{ble} the
Lord Proprietary forty shillings sterl and the
said Sheriffe is Ordered to have the body of the said deft here next
Court

John Baker }
ag^t }
Vincent Lowe Esq } These two accōns are discontinued Neither p^l
The same } nor deft appeareing
ag^t }
The Same }
Anthony Underwood } This accon is discontinued Neither p^l nor deft
ag^t } appearing
Richard smithson }
Cuthbert Drew } The Deft by Kenelm Cheseldyne his Attorney ap-
ag^t } peares & imparles untill next Provinciaall Court
John Steeventon }
James Derumple & Mary his } Comand was given to the Sheriffe
wife Adx John Clements dec^d } of Talbot County that hee take Wil-
ag^t } liam Orchard & George Lewen of
William Orchard & George } Poole in the Kingdome of England
Lewen } Marchants If they shall be found
within his Baliwick and him safe

Keepe soe that hee have his body here the six & Twentyeth day of Aprill in the sixth year of the dominion of the Right Hon^{ble} Charles Lord Baltemore &c Anno^q Dominj 1681 to answeare unto James Derumple & Mary his wife Administratrix of John Clements dec^d in a plea of Trespasse Upon the Case On w^{ch} said six & Twentyeth day of Aprill Thomas Vaughan Sheriffe of the County aforesaid made Retorne of the writt aforesaid That the said William Orchard and George Lewen is not to be found within his baliwick Whereupon the said James Derumple and Mary his wife by Robert Carville their Attorney prayed an Attachment against the goods Chattles & debts of the said William Orchard and George Lewen according to Act of Assembly in that Case made & provided, & It is granted unto them by the Court here

Richard Atwood } Comand was given to the Sheriffe of S^t Maryes
ag^t } County that of the goods & Chattles of Marke
Marke Cordea } Cordea If they should bee found in his Baliwick
hee Cause to be made the sume of One thousand

ffoure hundred Twenty and Eight pounds of Tobacco, and when hee had the same Soe made as aforesaid or any part thereof the same in his Custody to Keepe Soe that hee might have the same here the six and Twentyeth day of Aprill in the sixth year of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Anno^q Dominj 1681 To Render unto Richard Atwood, w^{ch} to him the said Richard at a Provinciaall Court held at the Citty of S^t Maryes the fifteenth day of May last past by the discession of the Justices of the same Court was adjudged for his Expences and Costs for that the aforesaid Marke Cordea hath not prosecuted his writt in a Certaine plaint of trespasse upon the Case by the said Marke Cordea against the said Richard Atwood in the said Court brought Whereof hee is Convicted, On w^{ch} said six and Twentyeth day of Aprill aforesaid Majo^r William Boareman Sheriffe of st Maryes County aforesaid made Retorne of the writt aforesaid, That hee hath Executed the same

M^r Painter

Pray forbear to Enter the Judgment by default obtained by Garret Vanswearing against James Pattison as Administrator de bonis Non of Walter Hall dec^d I not desiring to proceed any further thereupon, And for yo^r soe doeing this shall bee your Warrant Dated this third day of May Anno Dominj 1681

To Nicholas Painter gentl

G. Vswearingen

Cfke of the Prov^l Court

Testes John ILewellin
Rob^t Carville

Liber W. C. Ap^{ll} y^e 28th 1681

Allowed to Emanuell Pitcher for Comeing goeing and attendance to Testify for Gerrard Slye against John England In all ffive dayes att Thirty pounds of Tobacco p day is One hundred and ffifty pounds of Tobacco

Ap^t y^e 30th 1681

Allowed to James Robinson William Porter & William Price of Cecill County & to Major William Coursey of Talbott County for Comeing goeing & attendance for John Rousby against Joseph Spernon in all Eleaven dayes, w^{ch} at thirty pounds of Tobacco p day Amounts unto for each of them the sume of Three Hundred and Thirty pounds of Tobacco, and in the whole amounts unto the sume of Thirteene hundred and Twenty Pounds of Tobacco.

Ap^{ll} 28th 1681

Ordered that Elias Nuthall doe without delay Cloath his servant Jane Jones with sufficient apparrell according to y^e Lawes & customes of this Province in y^t case made & provided, & also that the said Elias Comply with and fulfill the Order of Calvert County Court lately made Concerning the said servant & likewise that the said Servant Jane Jones remaine in the custody of Henry Exon at st Johns untill the said ord^r be fulfilled & he give good Security for his good Usage of her the said Jane Jones Dureing her time of service with him

p.422

Raymond Stapleford	}	Comand was given to the sheriffe of St Maryes County that Whereas Timothy Macknemarra & sarah his wife Adm ^x of the goods & Chattles of Lewis Griffith decd were sumoned to answere unto Raymond stapleford of a plea that they Render unto him one Man servant w ^{ch} from him they unjustly Detained to the greate damage of the said Raymond and that in such manner itt is proceeded in the Provinciaall Court That the said Raymond Stapleford ought to Recover against the said Timothy Macknemarra & Sarah his wife Administratrix as aforesaid the said Man servant Together w th his damages Sustained by occasion of the Detaining of the said Man servant But becawse it is not Knowne what damages the said Raymond stapleford hath sustained by occasion thereof Itt was therefore Comanded the Sheriffe of st Maryes County that hee Cause to come here To witt to the City of st Maryes the Nine & Twentyeth day of Aprill in the Sixth yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c Annoq Dominj 1681 Twelve good and Lawfull men of his County to Enquire dilligently what damages the said Raymond stapleford hath sustained by occasion of the premisses
ag ^t		
Tim ^o Macknemarra		

Afterwards to wit the Thirtyeth day of Aprill in the yeare afores^d

cometh aswell the said Raymond stapleford by Christopher Rousby Liber W. C.
 his Attorney as the said Timothy Macknemarrah & Sarah his wife
 by Robert Ridgely their Attorney. and the Juro^{rs} impannelled being
 Called likewise come (To witt) William Roswell Joseph Pile Wm
 Langworth, Edward Cooke Henry Griffith, William Robson. John
 Phillips, Griffith Jones, Philip Lines John Rosse, Sam^l Millington
 and John Richardson. Who being elected tryed & sworne to say the
 truth in the premisses Upon theire Oathes doe say that the said
 Raymond stapleford hath sustained damage for y^e sayd servant and
 Expended in Costs & Charges about this suite to the Vallue of the
 sume of ffoure thousand Eight Hundred and sixty pounds of To-
 bacco Therefore Itt is Considered by the Court here that the said
 Raymond stapleford Recover against the said Timothy Macknemarra
 and Sarah his wife Administratrix as aforesaid the aforesaid sume of
 ffoure thousand Eight hundred and sixty pounds of Tobacco for his
 damages and Costs of suite by the Jurors afores^d in forme aforesaid
 Assessed, And the said Defts in Mercy &c^a

To the Hono^{ble} The Justices of the Prov^{all} Court in Court sitting p. 423
 The humble Peticōn of Jn^o staples Servant to M^r Christopher
 Rousby

Sheweth

That yo^r Peticōner was Adjudged by this hono^{ble} Court in the
 Month of August to serve the said Rousby Seaven Yeares, w^{ch} being
 expired Yesterday being the day on w^{ch} hee came into this Province,
 And on w^{ch} according to the Lawes of this Country yo^r Peticoner
 ought to be set free

Yo^r Peticōner therefore humbly prayes that hee may be
 set free by his Hono^{ble} Court

And Yo^r Peticōner shall pray &c.

Which peticon being read and heard this day to witt the Second
 day of May in the sixth Yeare of the Dominion of the Right Hono^{ble}
 Charles Lord Baltemore &c Annoq^{ue} Dominj 1681. And the Peticoner
 being present in Court & Alleadgeing that hee ought to serve from
 the time of the arrivall of the shipp in w^{ch} hee was brought into
 this Province and not from the time that hee was Adjudged in
 Court Itt is the oppinion and Judgment of this Court That the said
 John staples ought to serve noe longer then from the time of the
 arrivall of the shipp in w^{ch} hee was Transported into this Province
 untill the full end, and terme of seaven yeares And Itt is **Ordered** that
 the said John Staples make appeare the arrivall of the said Shipp in
 w^{ch} hee was Transported into this Province as aforesaid

John ILewellin	} Thomas Lomax late of S ^t Maryes County gentl
ag ^t	
Thomas Lomax	

was Attached to Answers unto John ILewellin gentl
 of a plea wherefore with force and Armes a Cer-
 taine Tract of Land lyeing in S^t Maryes County

Liber W. C. called Netherbury Containing Two hundred Acres more or lesse Together also with One Messuage or Dwelling house wth other Out houses, and one Orchard and other appurtenances to the said Tract of Land belonging w^{ch} Andrew Abington of the County aforesaid gentl to him the said John lLewellin for a terme of yeares yet to come and unexpired had Demised hee Entred, and him the said John lLewellin from his farme aforesaid hee did Eject, and harmes to him did to the greate Damage of him the said John, and against the Peace &c

And whereupon the said John lLewellin by Kenelme Cheseldyne his Attorney sayth that Whereas the said Andrew Abington upon the thirtyeth day of March in the sixth yeare of the Dominion &c and in the yeare of our Lord 1681 in the County aforesaid did Demise to the said John lLewellin a Certaine Tract of land Lyeing in S^t Maryes County called Netherbury, Begining att a Marked Pokicory standing upon a small Ridge neare to a Swampe Called Island Swampe, and runing thence east to the bay of Chesepeake One hundred perches, and from the end of the said east Line North and by west up the said bay One hundred and fourteene perches, And from the end of the North and by west line west Three hundred thirty five perches, And from the End of the said West Line South Eighty and Two perches, and from the End of the South Line to the first marked Tree Containing Two hundred Acres more
 p. 424 or lesse With one Messuage or Dwelling house with other Out houses with one Orchard and other Appurtenances to the said Tract of Land belonging, To hold the said Messuage Dwelling house Land and premisses to him the said John lLewellin and his Assignes from the said thirtyeth day of March aforesaid for and Dureing and untill the full End and Terme of three yeares from thence next Ensueing and fully to be Compleate and Ended, by Vertue of w^{ch} Demise The said John lLewellin unto the said Messuage Dwelling house Land and premisses with their Appurtenances Entered and was thereof posessed And soe being thereof posessed the said Thomas Lomax afterwards to witt the Tenth day of Aprill in the aforesaid yeare into the Messuage Dwelling house Land and premisses aforesaid with their Appurtenances w^{ch} the said Andrew Abington to him the said John lLewellin in forme aforesaid had Demised for a Terme w^{ch} is not yett past Entred, and him the said John lLewellin from his ffarme aforesaid Did Eject, and other harmes to him did to the greate damage of him the said John lLewellin, and against the Peace &c^a **Whereupon** hee Sayth hee is Damnyfied and hath losse to the Vallue of ffifty Thousand pounds of Tobacco, And thereupon hee brings his suite;

Unlesse The Tennant in Posession or they under whome hee Clameth Doe the next Provinciaall Court appeare to this Declaracōn and make him or themselves Defts thereunto and by Rule of Court Con-

fesse the aforesaid Lease Entry and Ejectment, and Insist onely upon the Title The Deft in this Declaracon will Confesse Judgment, and Possession will be Delivered Accordingly to the plantiffe

Liber W. C.

To George Thompson gentl Tennant in posession of y^e premisses above mentioned

Now here att this Day to witt the seaven and twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c^a Annoq Dominj One thousand six hundred Eighty and one Cometh the said George Thompson by Robert Carvile his Attorney and Defendeth the force and injury when &c. But the said John Llewelin Lessee of the s^d Andrew Abington, nor the said Andrew Abington to prosecute the plea aforesaid in manner aforesaid brought Cometh not but maketh Default. Therefore Itt is Considered that the said Plantiffe take nothing thereby but for his ffalse Clamo^r thereupon bee in Mercy, and the said George Thompson may goe from thence without Day, And also that the said George Thompson Recover against the said Andrew Abington the sume of Seaven hundred sixty and two pounds of Tobacco for his costs and Charges by him about his defence in this behalfe Layd out and Expended

Abraham Reid	}	in Ejectment Andrew Abington Lesso ^r
ag ^t		
George Thompson		

And in the same Cawse it is Ordered by and with the consent of Kenelm Cheseldyn Attorney for the plantiffe, and Robert Carvile Attorney for George Thompson that the said George Thompson should be Admitted Deft, and that he forthwith appeare and Receive a Declaracō and plead to it the generall issue, and at the Tryall to be thereupon had the said George Thompson shall appeare in his pp pson or by his Attorney & shall Confess lease Entry and Ejectment or that in Default thereof Judgment shall be Entred against the said Deft Thomas Peele the Casuall Ejecto^r, but all further psecution against him shall cease untill the said George Thompson shall make default in any of the premisses, And it is further Ordered by the Court by the Consent aforesaid ~~that the said~~ that the said George Thompson Shall not take any Advantage against the plt for not psecuteing upon the Tryall Occasioned by such default, but that the said George Thompson shall Pay to the Plantiffe the Costs by this Court to be taxed in this Cawse, And it is further Ordered that the lessor to the Plantiffe shall be Charged with the Payment of the Costs to the defend^t if any be adjudged to him

p. 425

Robert Yeates & W ^m Jones	}	The plantiffes by Robert Ridgely their Attorney Acknowledge in open Court to have received of the deft full satisfaccon for a Judgment Obtained against him
ag ^t		
Thomas Vaughan		

Liber W. C. the Two and Twentyeth day of ffebruary Anno 1680 for ffive Thousand forty Eight Pounds of Tobacco debt and ffive hundred ninety eight Pounds of Tobacco costs of suite

James Phillips & Thomas Cannon	} Comand was given to the Sher-
ag ^t	
George Gunnell	

iffe of Baltemore County that
hee attach any the goods or chattles of George Gunnell late of

S^t Maryes County Otherwise called George Gunnell of Baltemore County Chirurgion If they shall be found in Yo^r baliwick to the Vallue of One hundred and twenty thousand pounds of good sound Marchantable Tobacco, and when hee hath the Same Soe attached or any part thereof the same in his custody to Keepe untill the said George Gunnell Shall by himself or his Attorney appeare before the Justices of the Provinciaall Court to bee held at the City of S^t Maryes the six and twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq Dominj One Thousand six hundred Eighty and To answere unto James Phillips and Thomas Cannon of a plea that hee Render unto them the full and Just sume of One hundred and Twenty Thousand pounds of good Sound Marchantable Tobacco and Casq w^{ch} to them he oweth & unjustly Detaineth, On w^{ch} said six and twentyeth day of Aprill aforesaid Cap^t John Stanesby sheriffe of the County aforesaid made returne of the writt aforesaid, That by Vertue thereof hee hath attached goods of the said George Gunnell Appraised by Edward Reeves and William Osborne the ninth day of March 1680 (That is to say) One Cheese presse and Shovell at Eighty pounds of Tobacco, One goose & Gander at Eighty, One Grubing Hoe and two paire of ffetters at One hundred pounds of Tobacco, and One paire of Stilliards Att forty pounds of Tobacco, and that on the ffifteenth day of March 1680 hee also attached of the

p. 426 Estate of the said George Gunnell Seaven hogsheads of Tobacco Containing Two Thousand Eight hundred and sixty pounds Neate Tobacco Also att the same time hee Attached an Obligacōn from Richard Edmonds of Cecill County to George Gunnell for the sume and Just Quantity of ffive Thousand one hundred and Eighteene pounds of Tobacco **Whereupon** the said James Phillips & Thomas Cannon by Robert Ridgely their Attorney Prayed that the Goods and Tobacco soe attached as the estate of the said George Gunnell as aforesaid might bee condemned unto them Itt is therefore Ordered by the Court here this day (To witt) the seaven and Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c^a Annoq Dominj 1681 That the said James Phillips and Thomas Cannon give good and sufficient Securitie to this Court to indempnify this Court against all accōns suites or other matters that shall or may happen touching or concern-

ing the said Attachment, before this Court will Condemne the said goods and Tobacco so attached as aforesaid to the said James Phillips and Thomas Cannon Liber W. C.

Robert Ridgely

ag^t

Elizabeth Gilbert Ad^x of

Thomas Gilbert

} This Action is Discontinued

Edward Tarleton

ag^t

James Lewis

} **Comand** was given to the Sheriffe of St Maryes County that Whereas at a Provinciaall Court held at the City of S^t Maryes the Twenty third day of february Anno Dominj 1677 in a suite Depend-

ing betweene Edward Tarleton p^t and James Lewis Deft the said plantiffe Recovered Judgment against the said Deft for One thousand six hundred pounds of Tobacco debt and Eight hundred & seaventeene pounds of Tobacco Costs of suite, and for that Execucōn hath not thereupon issued Itt was therefore Comanded the said sheriffe that by good and Lawfull men of his baliwick hee make Knowne unto the said James Lewis that hee should be before our Justices of our Provinciaall Court to be held at the City of s^t Maryes the Twenty sixth day of Aprill Annoq Dominj 1681, To show Cause (If any hee have) why Execucōn should not issue out against him Upon the said Judgment, and how hee should Execute the same writt that hee then and there make Knowne to the Justices of the said Court

On w^{ch} said six and Twentyeth day of Aprill in the yeare aforesaid Majo^r William Boareman Sheriffe of the County aforesaid made Returne of the writt aforesaid (That the said James Lewis is not to be found in his baliwick) And here upon the said Edward Tarleton by Robert Ridgely his Attorney prayeth that all the goods and Chattles of the said James Lewis (besides his Oxen and beasts of his Plow) And likewise the Moyety of all his Lands and Tenements might be Delivered unto him **To hold** to him the said Edward Tarleton the Good and Chattles aforesaid as his owne goods and Chattles, and the Moyety aforesaid as his ffree hold to him and his Assignes According to the forme of the statute in that case made and Provided untill the debt and costs aforesaid be thereupon Levied, And to him Itt is granted

p. 427

Richard ffenwick

ag^t

Gerrard Slye.

John Rousby

ag^t

Joseph Sperton

} This accōn is continued untill next Court

} The plt moved the Court that this Cawse might come to tryall this Court hee haveing his witnesses here ready, and the Deft not being ready to goe to tryall Itt is Ordered by the Consent of Robert

Ridgely Attorney for the Deft that the p^{ts} Witnesses oathes in this

Liber W. C. Cause to be privately taken by the Clerk of this Court & such Affidavits to be given in Evidence att the tryall of the cause, and that the s^d Deft pay the Charges of the p^{ts} Witnesses for comeing goeing and attendance this Court.

May y^e 2^d 1681

Robert Carvile one of the Attorneys of this Court is Ordered and permitted to plead as Attorney for The Right hono^{ble} The Lord Proprietary against John Edmondson Upon a Scire facias to Vacate a Patent

Att a Provinciall Court held att the City of S^t Maryes the Fourth day of October in the sixth year of the Dominion of the Right hono^{ble} **Charles Lord Baltemore &c^a** Anno^q Dominj 1681 And there continued untill the Eighth Day of the same Moneth, On w^{ch} said ffourth Day of Octob^r were present

The Hono^{ble}	{	Phillip Calvert Esq ^r Chancello ^r
		William Calvert Esq ^r Princip ^{ll} Secretary
		Henry Darnall Esq ^r
		William Digges Esq ^r

Then was Thomas Burford sworne his Lopps the Lord Proprietarys Attorney gen^r, and Kenelm Cheseldyne late Attorney gen^t delivered to him in open Court Seaverall papers That concerned his said Lopp Viz papers of Thomas Cosden's relating to the prosecu^con of Elizabeth Witherington upon Suspici^con of ffellony, Papers of Elizabeth Moore widdow relateing to the Prosecu^con of James Kelley servant to Constant OKeife upon suspici^con of ffellony, And a Deposi^con against William Sivewick

p. 423	John Baker ag ^t Nicholas Maneirs	}	The Sheriffe of S ^t Maryes County haveing returned a Cepi in this Cause Tendred the bayle bond in open Court to be assigned over to the p ^{lt} , w ^{ch} said Bayle bond this Court adjudged Insufficient in Lawe Whereupon the same Sheriffe is in Miseri Cordei unlesse the deft appeare here next Court
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Thomas Haggelton ag ^t Thomas Truman John Sanders ag ^t Thomas Helgar Gerrard Slye ag ^t Thomas Helgar	}	}	These five acc ^o ns are Continued untill next Court
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James Mills	}	}	
ag ^t			
Henry Johnson			
The Lord proprietary			
ag ^t	}	}	
Josias Seward			
The same	}	}	William Chandler Sheriffe of Charles County not haveing the body of the Deft here this Court is amerced ffoure pounds sterl
ag ^t			
Thomas Clipsham	}	}	This accōn is continued untill next Court :
William Burges			
ag ^t	}	}	
Richard Hill			
Andrew Tennehill	}	}	
ag ^t			
John Bennett	}	}	These two acons of Ejectment are Continued untill next Provinciaall Court
George Holland			
ag ^t	}	}	
Nicholas Nicholls			
Roger Eades	}	}	This accōn of Ejectm ^t is Continued untill next Prov ^l Court
ag ^t			
James Peterkin	}	}	This accōn of appeale from Calvert County Court is continued untill next Provinciaall Court
John Abington			
ag ^t	}	}	
William Kidd			
Gerrard Slye	}	}	This accōn being in arrest of Judgment is Continued untill next Court
ag ^t			
Margarett Staggs Adm ^x of	}	}	
Thomas Staggs			
The Lord Proprietary	}	}	
ag ^t			
Matthew Scarbrough &	}	}	
Thomas pointer			
Edward Lunn qui tam bene & ^c	}	}	
ag ^t			
Anthony Demondadeir	}	}	
Richard Metcalfe			
ag ^t	}	}	These six accōns are Continued untill next provinciaall Court
Emanuel Jenkinson			
Richard Perry	}	}	
ag ^t			
Thomas Gant	}	}	
The same			
ag ^t	}	}	
The same			
The same	}	}	
ag ^t			
The same	}	}	

Liber W. C.	Susanna Uty	}	} These two accōns of appeale from Baltemore County Court are Continued untill next prov ^l Court
	ag ^t		
	John Nickolls	}	
	The same		
	ag ^t	}	
	The same		
	Thomas Tasker	}	} This accōn of Ejectment is Continued untill the next Provincially Court
	ag ^t		
	John Brome	}	
	Nehemiah Blackiston		
	ag ^t	}	} This accōn is Continued untill next Provincially Court
	William Harper		
	Peter Ellis & ux Adm ^{rs} Palmer	}	} This accōn of appeale from Baltemore County Court is Continued untill next Provincially Court
	ag ^t		
	Thomas preston		

	Walter Smith	}	} These two accōns of Ejectm ^t are Continued untill the next Provincially Court
	ag ^t		
	William Groome	}	
	John Martin		
	ag ^t	}	
	Joseph James		
p. 430	Thomas Parker	}	} These two accōns are continued untill next Provincially Court
	ag ^t		
	James Clayland	}	
	Richard ffenwick		
	ag ^t	}	
	Gerrard Slye		
	John Watkinson	}	} This accōn of Ejectm ^t is Continued untill next Provincially Court
	ag ^t		
	Thomas Collins	}	
	Henry Mitchell		
	ag ^t	}	} This accōn of appeale from Dorchest ^r County Court is Continued untill next Provincially Court
	Walter Davis		
	Edward Watkins	}	
	ag ^t		
	W ^m Hill & John Phillips	}	
	John Slye		
	ag ^t	}	
	Gerrard Slye		
	Joseph pile	}	
	ag ^t		
	Thomas Toulson	}	
	John Rousby		
	ag ^t	}	
	Joseph Spernon		

Liber W. C.

Thomas Bowman	}	} These Tenn accōns are continued untill next Provinciaall Court
ag ^t		
Stephen Gary		
Robert Ridgely		
ag ^t		
Elizabeth Gilbert Adm ^x		
of Thomas Gilbert		
William Brill		
ag ^t		
John Richardson		

Marke Cordea	}	} These Tenn accōns are continued untill next Provinciaall Court
ag ^t		
Richard Atwood		
Edmond Dermott		
ag ^t		
Philip Lynes		
Michael Miller		
ag ^t		
Clement Hill		
Thomas Swaney		

ag ^t	}	} This accōn is continued untill next Court
Hugh ffrench		
Andrew Abington		
ag ^t		
George Oldfeild		
Joseph Eldoe		
ag ^t		
George Beston		
John Edmondson		
ag ^t		

Henry Mitchell	}	} The Sheriffe of Cecill County haveing returned a Cepi in this Cawse & not haveing the Deft here this Court is amerced forty shillings Sterl: Capt Jonathan sybrey sheriffe of Cecill County haveing returned a Cepi in this Cawse & not have- ing the body of ye Deft here this Court the same sheriffe is amerced forty shillings sterl: Collon^{ll} Henry Jowles sheriffe of Calvert County haveing returned a Cepi in this Cause & not have- ing the body of the Deft here this Court The same sheriffe is amerced forty shillings sterl:
Edward Watkins		
ag ^t		
John phillips		
John Barnes		
ag ^t		
Edward Newton Adm ^r of		
Thomas Newton		
Roger Brooke		
ag ^t		

Susanna Keene Relict of	}	} This accōn is continued untill next Court
Edward Keene		
Edward Pynn		
ag ^t		
John James		

John James	}	} This accōn is continued untill next Court
ag ^t		
John James		
ag ^t		
John James		
ag ^t		
John James		
ag ^t		
John James		
ag ^t		

p. 431

Liber W. C.	John Peirce Ex ^t of John } Peirce dec ^d } ag ^t } Hugh Hartshorne } Kenelm Cheseldyn } ag ^t } Justinian Tennison } Cuthbert Drew } ag ^t } John steventon } Owen Guither Adm ^r of } Mary Jones } ag ^t } Gerrard Slye } William Thomas } ag ^t } Gerrard Slye }	These Nine Accōns are continued untill next Court
p. 432	Gerrard Slye } ag ^t } James Mills }	John Stanesby Sheriffe of Baltemore County having returned a Cepi in this Cause not having the body of the Deft here this Court the same sheriffe is Amerced forty shillings sterling
	Christopher Rousby } ag ^t } Randall Revell }	John White sheriffe of Somerset County have- ing returned a Cepi in this Cause and not have- ing the body of the Deft here this Court the same Sheriffe is amerced fforty shillings sterl:
	Edmond Dennis } ag ^t } Gerrard Slye } Thomas Yeabesly } ag ^t } Richard Gardiner } Joseph Sempells } ag ^t } John Davis } Jeffrey Meanely } ag ^t } Henry Mitchell } Mareene Duvall } ag ^t } Thomas Bowdle } Richard Gardiner } ag ^t } Thomas Marshall } John Bearecraft }	These Thirteene accōns are Continued untill next Provinciall Court.
	ag ^t } Jane Williams Adm ^{rx} of } William Williams }	

Nicholas Maneire	}		
ag ^t			
John Baker			
John Osbourne			
ag ^t			
Robert Mason			
David Browne			
ag ^t			
Henry Smith			
Joseph Eaton			
ag ^t			
John Wood			
The same			
ag ^t			
Edward English			
The same			
ag ^t			
Benjamin Rozer			
David Jones & ux	}	This Cawse being upon a writ of Error from p. 433 Baltimore County Court is continued untill next Prov ^l Court	
ag ^t			
Robert Benjor	}	This acc ^o n of ejectment is continued untill next Court	
Abraham Reid			
ag ^t	}	Henry Jowles sheriffe of Calvert County haveing returned a Cepi in this Cawse, & not haveing the body of the Deft here this Court the same sheriffe is amerced forty shillings ster ^t	
George Thompson			
Nicholas Painter	}		
ag ^t			
Symon Wilmer	}	These three acc ^o ns being upon ap- peale from Calvert County Court are Continued untill the next Pro- vinciall Court	
Andrew Tennehill			
ag ^t	}		
George Lingan			
The same	}		
ag ^t			
Richar Marsham & George	}		
Lingan Ex ^{rs} Charles Gosfright			
John Abington	}		
ag ^t			
Thomas Truman	}		
James Walkden			
ag ^t	}		
Thomas Errington			
William Digges Esq ^r		}	
ag ^t	The Defts by Robert Carvile their Attor- ney appeare & Imparle untill next Provin- ciall Court		
James Mills		}	
The same			
ag ^t		}	
The same			

Liber W. C.	Thomas Sprigg ag ^t	}	The Defts by Kenelm Cheseldyn their Attorney appeare & imparle untill next Provincially Court
	Garret Vanswearingen		
	William Jones	}	
	ag ^t		
	John Wynne	}	
	Raymond Stapleford		
	ag ^t	}	
	Richard Meekins		
	William Drope & Thomas	}	
	Ellis		
	ag ^t	}	
	John Barnes		
p. 434	Robert Ridgely	}	
	ag ^t		}
	James Mills	}	
	Clement Hill		}
	ag ^t	}	
	Thomas Wynne		}
	William Harper	}	
	ag ^t		}
	Charles Partis	}	
	Lewis Blangey		}
	ag ^t	}	
	ffrancis Catterson		}
	John Pinke	}	
	ag ^t		}
	Thomas Jones	}	
	Samuel Allen		}
	ag ^t	}	
	Gourney Crowe		}
	Abraham Smith	}	
	ag ^t		}
	Jonathan Sibrey	}	
	William Phelps		}
	ag ^t	}	
	Edward Pindar		}
	David Browne	}	
	ag ^t		}
	Henry Smith	}	
	Robert Carvile		}
	ag ^t	}	
	William Berry		}
	The same	}	
	ag ^t		}
	John Edmondson	}	
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Liber W. C.

The same }
 ag^t }
 Humphrey Jones }
 The same }
 ag^t }
 Augustine Herman }
 The same }
 ag^t }
 Thomas ffrances }
 The same }
 ag^t }
 Owen Guither Adm^r Mary Jones }

Thomas Wynne }
 ag^t }
 Andrew Insley }
 James Neale }
 ag^t }
 Thomas Marshall }
 The same }
 ag^t }
 The same }
 ffancis Buxton }
 ag^t }
 Bassill Warring }

These ffoure accōns are agreed

Edward Pindar }
 ag^t }
 Benjamin Lawrence }
 Henry Stockett & James Stavely }
 Adm^{rs} Thomas Salmon }

These Two accōns being Upon
 Scire fac: are continued untill
 next Provincially Court

ag^t }
 John Willis Ex^r W^m Salisbury }
 Symon Edwards & ux & Jn^o }
 Gyatt & ux Ex^{rs} of Demetrius }
 Cartwright decd. }
 ag^t }
 Kenelm Cheseldyn }

The plts by Charles Boteler their
 Attorney file their bill against the
 deft being one of the Attorneys of
 this Court, and the sd Deft in his
 pp pson appeares and Imparles un-
 till next Provincially Court

Ellis Coleman }
 ag^t }
 Matthew Scarbrough }
 Henry Jowles }
 ag^t }

This accōn is agreed

Abraham Lemasters }

Margaret Stagg Widdow }
 ag^t }
 William Cheshire }

Unless the Deft appeare next Court the
 sheriffe of st Maryes County amerced

Liber W. C. John Darnall

ag^t } This accōn being upon a Scire facias is
Simon Wilmer Attorney & } Continued until next Provincially Court
Agent of Cap^t Rich^d Perry }

Alexand^r Pattison } This accōn abates The plt being Dead
ag^t }

Emanuel Ratliffe }
Sam^{ll} Cooper } The Deft by Robert Carville his Attorney ap-
ag^t } peares & & imparles untill next Provincially
William Colebourne } Court

p. 436 M^r Painter :

I Doe hereby acknowledge to have received satisfaccōn on the Judgment obtained by John Shelton agt Thomas Hedge for Twenty foure pounds sterl & five hundred seaventy five pounds of Tobacco costs of suite, and desire you to Ent^r this my satisfaccōn acknowledged Upon the Record of the said Judgm^t And for your Soe Doeing this shall be your warrant Dated this sixth day of October Annoq^{ue} Doni. 1681

Testis Richard Peacock

Robert Carville

Thomas Davis & Alice his wife & Anthony Chilcott being summoned to this Court to Testify on the behalfe of his Lopp the Lord Proprietary against Thomas ffoulkes Humbly peticoned this Court for an Allowance of their Expences for their comeing going and attendance, **Whereupon** the said Thomas Davis and Alice his wife and Anthony Chilcott are by this Court allowed each of them the sume of Two hundred and forty pounds of Tobacco for their Comeing going and attendance eight dayes a peice, To be paid out of the publick Leavy

John Merriday : } Comand was given to the sheriffe of Dorchester
ag^t } County that Whereas William Traverse att a Pro-
Henry Hooper } vincially Court held att the City of St Maryes be-
fore the Justices there the fourth day of November
Anno 1679, by the Consideracon of the same Court hath in the Name of Henry Hooper his Lessee plt Recovered against John Merriday late of Dorchester County planter his possession of one Messuage and three hundred Acres of Land in Dorchester County aforesaid Called Traverse Lott Scituate Lyeing and being on the east side of Chesepeake bay in a Creeke called Chickamocco otherwise Phillips Creeke, on the north side of the said Creeke Begining att a marked Pockicory upon the pointe of the Divideing of the Creeke and runing north west upon the northwest branch of the said Creeke one hundred & ffifty perches to a marked white oake, with a Line drawne south south west in the woods three hundred perches, Bounding upon the south west with a Line Drawne south east One hundred and ffifty perches to a Creeke, Bounding on the northeast

with the Creeke untill it Intersect the first bounded tree, w^{ch} the said John Merriday unjustly detained from him Itt was therefore commanded the said sheriffe that to him the said William Traverse his possession of the aforesaid One Messuage & Three hundred Acres of land called Traverses Lott bounded as aforesaid without Delay he should Cawse to be had and given, & in What manner he should Execute that writt that hee make it appeare to the Justices of the Provinciaall Court to be held att the Citty of St Maryes the fourth day of Octob^r in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1681) On w^{ch} said fourth day of October aforesaid Stephen Gary Sheriffe of the County aforesaid made Returne of the writ aforesaid That on the ninth day of August 1681 in the presence Anthony Dawson, Alexand^r ffairbush, William Taphthegoe & William Reede Hee Delivered posession of the said One Messuage and three hundred Acres of land Called Traverses Lott To the said William Traverse

Liber W. C.

I Doe hereby appoint you to be my Attorney to prosecute in my Name against W^m Chesheire of S^t Maryes County Upon a bill of ffoure thousand pounds of Tobacco and to Doe therein as to you shall seeme meete, and for yo^r soe doing this shall be yo^r War-rant Given under my hand and Seale this Nineteenth day of May Annoq̄ Doni. 1681

p. 437

Margarett Stagg (sealed)

Sealed and delivered in the p^rsence of

Edward Balley, John Reade:

Maryland ss:

William Chesheire late of S^t Maryes County otherwise called William Chesheire of st Marys County in the Province aforesaid planter was attached to answere unto Margrett Stagg Widdow of a plea that hee Render unto her the sume of ffoure thousand pounds of Tobacco wch to her hee oweth and unjustly Detaineth

And Whereupon the said Margarett stagg by Robert Carville her Attorney saith That Whereas the said William Chesheire upon the five and twentyeth day of August in the yeare of our Lord One Thousand six hundred seaventy & nine by his Certaine Bill or writing Obligatory sealed with the seale of him the Said William and here in Court produced whose date is the day and yeare abovesaid, Did acknowledge himself to be holden and firmly bound unto the said Margaret Stagg in the full and Just sume of ffoure thousand pounds of good sound and Marchantable leafe Tobacco and Caske, To be paid to the said Margarett stagg her heires Executors Adm^{rs} or assignes on all Demands After the Tenth day of November w^{ch} should be in the yeare of our Lord 1680 att his then Dwelling planta-cōn on Chapticoe Manno^r in the County aforesaid, Yet Notwithstanding the said William Chesheire the said sume of ffoure thousand

Liber W. C. pounds of Tobacco to her the said Margaret although hee the said William Chesheire although afterwards to witt the tenth day of Novemb^r in the year of our Lord 1680 att Newtowne in the said County hath bene thereunto requested hath not paid or satisfied but the same to pay and satisfy hath hitherto denyed and refused, and still doth denye and refuse to pay the same to the Damage of the said Margaret Six thousand pounds of Tobacco, and thereupon she brings her suite

And the said William Chesheire by George Parker his Attorney Cometh & defendeth the force and Injury when &c^a & sayth that as to Three thousand five hundred & fourtee[n] pounds of Tobacco part of the said sume of ffoure thousand pounds of Tobacco he cannot gainsay the acc^on of the said Magarett because he sayth he oweth to the said Margaret the said Three thousand five hundred and fourteene pounds of Tobacco as the said Margaret above against him hath Declared, Therefore Itt is Considered that the aforesaid Margaret Stagg Doe Recover against the said William Chesheire the said sume of Three thousand five hundred and fourteene pounds of Tobacco Debt and ffive hundred eighty foure pounds of Tobacco Costs of suite and the said William thereof in Mercy &c

Geo : Parker

p. 438 M^r George Parker :

I doe hereby authorize and appoint you to be my Attorney & to appeare for me in an acc^on of debt Comenced against me by Margaret stagg widdow for foure Thousand pounds of Tobacco, and to accept of a Declarac^on and forthwith to Confesse Judgment to the said M^{rs} stagg for Three thousand five hundred and fourteene pounds of Tobacco wth costs of suite And for yo^r soe Doeing this shall be yo^r Warrant Given und^r my hand and seale the tenth day of August 1681

W^m Chesheire—sealed

Testis ffrancis Catterson

To M^r Robert Carville one of the Attorneys
of the Provinciall Court.

James Phillips &	}	Comand was given to the sheriffe of Baltemore County that hee attach any the goods or Chattles of George Gunnell late of st Maryes County gent ^l otherwise Called George Gunnell of Baltemore County Chirurgion If they should be found in his baliwick to the Vallue of one hundred and twenty thousand pounds of Tobacco, and when hee had the same Soe attached or any part thereof the same in his Custody Keepe untill the Said George Gunnell should by himself or his Attorney appeare here the fourth day of October in the sixth year of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c Annoq ^{ue} Doni 1681 to answere unto James Phillips and Thomas Cannon in a plea that he
Thomas Cannon		
ag ^t		
George Gunnell		

Rend^r unto them the full and Just sune of One hundred and Twenty thousand pounds of good sound Marchantable Tobacco & Caske w^{ch} to them he oweth and unjustly Detaineth Liber W. C.

On w^{ch} said ffourth day of Octob^r in the yeare aforesaid Cap^t John Stanesby Sheriffe of the County made returne of the writt aforesaid that by vertue thereof he hath attached in the hands of James Phillips one bill of Mary Harmers to Edward Bleeke, Michael perry and Thomas Lane of London Marchants for Two thousand one hundred fifty and eight pounds of Tobacco, One Noate Charged on John stanesby by George Denton for ffourteene hundred eighty and eight pounds of tobacco & one Noate of John Thomas Charged on John Carrington for foure hundred and three pounds of Tobacco, In all ffoure thousand forty nine pounds of Tobacco, **Whereupon** the said James Phillips and Thomas Cannon by Robert Ridgely their Attorney prayed that the said sune of ffoure thousand forty and nine pounds of Tobacco soe attached as aforesaid might be Condemned unto them upon giveing security according to Act of Assembly in that Case made & provided and Itt is granted by the Court here

Afterwards to witt the ffifth day of October in the yeare aforesaid Came the said James Phillips & Thomas Cannon with Richard Edmonds and Thomas Hedge of Baltimore County aforesaid his suretyes, who undertooke for the said James Phillips in the sune of foure thousand forty nine pounds of Tobacco to indempnify this Court against all accons suites or other matters that shall or may happen touching or Concerning the said attachment, and shall make restitucōn of the said sune of ffoure thousand pounds of Tobacco or the vallue thereof in Case the said George Gunnell shall by himself or his Attorney appeare here within a Yeare and a Day, and proceed on in the said accon in Comon forme and make it appeare that the said James Phillips and Thomas Cannon are satisfied their Just demands, And thereupon this Court Condemned the said sune of ffoure thousand and forty nine pounds of Tobacco soe attached as aforesaid. p. 439

James Phillips & Thomas Cannon ag ^t George Gunnell	}	Comand was given to the sheriffe of Baltimore County that hee attach any the Goods or Chattles of George Gunnell late of S ^t Maryes County gentl otherwise called George Gunnell of Baltimore County Chirurgion If they should be found in his Baliwick to the Vallue of One hundred and Twenty thousand pounds of good sound Marchantable Tobacco and Caske, and when he had the same soe attached or any part thereof the same in his Custody Keepe until the said George Gunnell should by himself or his Attorney appeare here the Twenty Sixth day of Aprill in the sixth yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltimore &c ^a
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Liber W. C. Annoq̃ Doni 1681 To answere unto James Phillips and Thomas Cannon in a plea that he Rend^r unto them the full and Just sume of One hundred and Twenty thousand pounds of good sound Marchantable Tobacco & Caske w^{ch} to them hee oweth and unjustly Detaineth,

On w^{ch} said six and Twentyeth day of Aprill Capt John stanesby sheriffe of the County aforesaid made returne of the writt aforesaid That by vertue thereof hee hath attached goods of the estate of the said George Gunnell Appraised by Edw^d Reeves and William Osbourne Juni^r the Ninth day of March 1680 That is to say, One Cheese presse and shovell at Eighty pounds of Tobacco, One Goose and Gander att Eighty pounds of Tobacco, One grubbing Howe and Two paire of ffetters att one hundred pounds of Tobacco & one paire of stilliards att fforty pounds of Tobacco, & also on the fifteenth day of March 1680 he attached of the estate of the said George Gunnell Seaven hogsheds of Tobacco Containing Two thousand eight hundred and sixty pounds of Neate Tobacco, and an Obligacōn from Richard Edmonds of Cecill County to George Gunnell for the sume and Just Quantity of ffive thousand one hundred and Eightene pounds of Tobacco, in all amounting to the sume of Eight thousand[d] Two hundred seaventy eight pounds of Tobacco **Whereupon**
 p. 440 the said James Phillip[s] and Thomas Cannon by Robert Ridgely their Attorney Prayed that the said sume of eight thousand Two hundred seaventy eight pounds of Tobacco soe attached as aforesaid might be condemned unto them upon Giveing security according to Act of Assembly in that Case made and Provided, and Itt was granted by the Court here

Now here att this day to witt the Eighth day of Octob^r in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq̃ Doni 1681 Came the said James Phillips and Thomas Cannon with Richard Edmonds & Thomas Hedge of Baltemore County aforesaid his suretyes Who undertooke for the said James Phillips and Thomas Cannon in the sume of Eight Thousand Two hundred seaventy eight pounds of Tobacco to indempnify this Court against all accōns suites or other matters that shall or may happen touching or Concerning the said attachment, and shall make resititucōn of the sd sume of Eight Thousand Two hundred seaventy eight pounds of Tobacco of the Vallue thereof in case the said George Gunnell shall by him self or his attorney appeare here within a Yeare and a day, and proceed on in the said accōn in Comon forme, and make it appeare that the said James Phillips and Thomas Cannon are satisfied their Just Demands, And thereupon this Court Condemned the said sume of Eight Thousand two hundred seaventy eight pounds of Tobacco soe attached as aforesaid

John Newton } Comand was given to the sheriffe of Cecill County Liber W. C.
 ag^t } that Whereas att a provinciall Court held here the
 George Oldfeild } Twentiyeth day of June 1677 in a suite depending
 between John Newton plt. & George Oldfeild Deft

The said plt Recovered Judgment against the said deft for Two thousand pounds of Tobacco debt with Costs of suite, And for that Execucōn hath not thereupon Issued, Itt was therefore Comanded the said sheriffe that by good and Lawfull men of his baliwick hee make knowne to the said George Oldfeild that hee bee and appeare here the fourth day of October in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1681 to shew Cause (If any he have) Why Execucōn should not Issue out against him Upon the said Judgment, and how hee should Execute that writt that he should make it appeare to the Justices here att the day and place aforesaid

On w^{ch} said fourth day of Octob^r in the yeare aforesaid Evan Carew Und^r sheriffe to Edward Inglish high sheriffe of the County aforesaid made Returne of the writt aforesaid That he left a Coppy of the same writt att the house of the said Oldfeild before Peter Mase Demason, and Docto^r Jacob De Villard of the same County

W^{ch} being read and heard Itt is the Judgment of the Court here this day to witt the ffifth day of October in the yeare aforesaid, that the returne of the aforesaid sheriffe Upon the scire facias aforesaid is a good Returne **Whereupon** the said George Oldfeild being three times solemnly Called appeared not Therefore Itt is considered that the said John Newton Recover against the said George Oldfeild aswell the aforesaid debt of Two thousand pounds of Tobacco debt with costs of suite upon the Judgment aforesaid in the scire facias aforesaid mencōned, as also the sume of ffive hundred and Twenty pounds of Tobacco for his Costs and Charges sithence Laid out and expended, and the said John Newton may have thereof execucōn

Ann Alvey Adm^{rx} } Comand was given to the Sheriffe of Cecill
 of Pope Alvey } County that Whereas att a Provinciall Court
 ag^t } held att the Citty of st Maryes the seaventh day
 George Oldfeild } of Aprill 1677 in a Cause there depending be-
 tweene Pope Alvey plt and George Oldfeild deft
 the said plt Recovered Judgment ag^t the said deft for six hundred eighty one pounds of Tobacco debt and ffive hundred and twenty pounds of Tobacco Costs of suite, and for that execucōn hath not thereupon issued Itt was therefore Comanded the said sheriffe That by good and Lawfull men of his baliwick hee make Knowne unto the said George Oldfeild that hee be and appeare before the Justices of the provinciall Court to be held here the fourth day of October in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq̄ Doni 1681 To shew Cause (if any hee have) Why

Liber W. C. execucon should not issue forth against him upon the said Judgment, and how hee should Execute that writt that hee should make it appear to the Justices here att the day and place aforesaid, On w^{ch} said fourth day of Octob^r aforesaid, Evan Carew Undersheriffe to Edward Inglish high sheriffe of the County aforesaid made returne of the writt aforesaid, that hee Left a Coppy of the same writt at the house of the said Oldfeild before Peter Mase Demasen, and Docto^r Jacob Devillard of the same County

W^{ch} being read and heard Itt is the Judgment of the Court here this day (to witt) the fifth day of October in the yeare aforesaid that the Returne of the aforesaid sheriffe upon the scire facias aforesaid is a good returne, Whereupon the said George Oldfeild being three times solemnly called appeared not. Therefore Itt is Considered that the said Anne Alvey Administratrix of the goods and Chattles of the said Pope Alvey Recover against the said George Oldfeild aswell the aforesaid sume of six hundred eighty One pounds of Tobacco debt, and ffive hundred and twenty pounds of tobacco Costs of suite Upon the Judgment aforesaid in the scire facias aforesaid mencōned as also the sume of _____ pounds of Tobacco for his Costs and Charges sithence Laid out and expended, and the said Ann Alvey may have thereof Execucōn

Henry Kennett } **Comand** was given to the sheriffe of Talbot County
 ag^t }
 William Leedes } that he take William Leedes late of Talbot County
 planter If he should be found in his baliwick and
 him safe keepe soe that hee have his body here the
 fourth day of October in the sixth yeare of the Dominion of the
 Right Hon^{ble} Charles Lord Baltimore &c Annoq³ Doni 1681 to
 answeare unto Henry Kennet of a plea of trespasse of the Case: On
 w^{ch} said fourth day of Octob^r in the yeare aforesaid Thomas Vaughan
 gentl^r sheriffe of the County aforesaid made returne of the writ
 p. 442 aforesaid That the said William Leedes did abscond himself, and
 would not be found within his baliwick **Whereupon** the said Henry
 Kennett by Robert Ridgely his Attorney prayeth an attachment
 against the Goods Chattles and debts of the said William Leedes
 according to act of Assembly in that Case made and provided, and
 Itt is granted unto him by the Court here

Justinian Gerrard } **Comand** was given to the sheriffe of Charles
 ag^t }
 Henry Bonner } County that he take Henry Bonner if he should
 be found in his baliwick & him safe Keepe soe
 that hee should have his body here the fourth day
 of October in the sixth yeare of the Dominion of the Right Hon^{ble}
 Charles Lord Baltimore &c^a Annoq³ Doni 1681 To answeare unto
 Justinian Gerrard in a plea of Trespasse of the case, On w^{ch} said
 ffourth day of Octob^r Collon^{ll} William Chandler sheriffe of the

Liber W. C.

P. 443

Henry Stockett & James Stavely Adm ^{rs} of Nathan ^{ll} Stiles ag ^t Samuel Hatton	}	Comand was Given to the sher- iffe of Talbot County that hee take Samuel Hatton If hee should be found in his Baliwick and him safe Keepe soe that hee have his
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Liber W. C. body before the Justices of the provinc^l Court to be held here the fourth day of October in the sixth year of the Dominion of the Right hono^{ble} Charles Lord Baltimore &^a Annoq³ Doni 1681 To satisfy unto Henry stockett and James stavely Adm^{rs} of Nathan^{ll} Stiles dec^d aswell the sume of Three thousand seaven hundred seaventy four pounds of Tobacco a certaine debt recovered against him att a Provincially Court held here the thirteenth day of Aprill 1678 Whereof he is Convicted as also the sume of ffive hundred thirty six pounds of Tobacco for Cost of suite, On w^{ch} said fourth day of October Thomas Vaughan sheriffe of the County afores^d made returne of the writ aforesaid in these words following Viz: Cepi et Languidus

Jn ^o Braday	}	Comand was given to the sheriffe of Talbot County that he take John Richardson If he should be found in his baliwick and him safe Keepe Soe that he should have his body here the ffourth day of October in the sixth year of the Dominion of the Right hono ^{ble} Charles Lord Baltimore & ^a Annoq ³ Doni 1681 to answere unto John Braday in a plea of trespasse of the Case, On w ^{ch} said fourth day of October Thomas Vaughan sheriffe of the County aforesaid made returne of the writ aforesaid That the said John Richardson is not to be found within his baliwick Whereupon the said John Braday by Robert Carville his Attorney prayed an Attachment against the goods Chattles and Debts of the said John Richardson according to Act of Assembly in that Case made and Provided, and Itt is granted by the Court here
ag ^t Jn ^o Richardson		

Jane Todd	}	Comand was given to the sheriffe of Calvert County that of the goods and Chattles of Margaret Gittings als stag If they should be found in his baliwick he Cause to be made the sume of two hundred & seaventy pounds of tobacco, and when he had the same soe made as afores ^d or any part thereof the same in his custody to Keepe soe that he should have the same before the Justices of the Provincially Court to be held here the fourth day of October in the sixth year of the Dominion of the Right hono ^{ble} Charles Lord Baltimore & ^a Annoq ³ Dominj 1681 to Rend ^r unto Jane Todd of Calvert County, w ^{ch} to her the said Jane att a Provincially Court held here the Eleaventh day of October 1679 by the discession of the Justices of the same Court was allowed for her comeing goeing and attendance to testify for the said Margaret Ex ^r of the last Will & Testament of John Gittings dec ^d at the suite of Roger Baker, On w ^{ch} said fourth day of October Collon ^{ll} Henry Jowles sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof hee hath made of the goods of
ag ^t		
Margarett Gittings at stag		

Margaret stagg als Gittings the sune in the writ mencōned & hath Liber W. C.
the same in his custody as by the said writ Directed

Emanuel Ratliffe	} Comand was given to the sheriffe of st Maryes	p. 444
ag ^t		
Thomas Abington	} County that he take Thomas Abington If he should be found in his baliwick and him safe Keepe soe that he have his body here the fourth day of October in the sixth year of the Dominion of the Right hon ^{ble} Charles Lord Baltmore &c Annoq ^d Doni 1681 To answer unto Emanuel Ratliffe in a plea of Trespasse of the Case	

On w^{ch} said ffourth day of October Major William Boareman
Sheriffe of the County aforesaid made returne of the writ aforesaid
That the said Thomas Abington is not to be found within his bali-
wick **Whereupon** the said Emanuel Ratliffe by Kenelm Cheseldyn
his Attorney prayed an attachment against the goods Chattles and
debts of the said Thomas Abington according to act of Assembly
in that Case made and provided & Itt is granted by the Court here

Henry stockett & James	} The Deft by Nehemiah Blakiston
stavely Adm ^{rs} Thomas Salmon	
ag ^t	
John Willis Ex ^r W ^m Salisbury	} his Attorney appeares & Imparles untill next Provinciaall Court

Ralph Shawe	} in Ejectm ^t Michael Ashfirth & Rachell his wife Lesso ^{rs}
ag ^t	
Philip Lines	

And in the same Cawse itt was Ordered by the
Consent of Thomas Burford Attorney for the plt & Robert Carville
Attorney for Philip Lynes that the said Philip Lynes should bee
Admitted Deft, & that he forthwith appeare and receive a Declaracōn
and plead to it the Generall issue & at the tryall to be thereupon
had the said Philip Lynes shall appeare in his proper pson or by his
Attorney and shall Confesse Lease Entry and Ejectment or that in
default thereof Judgment shall be entred against the Deft John
Clarke the Casuall Ejecto^r, but all further prosecucōn against him
shall cease untill the said Philip Lynes shall make default in any of
the premisses, And Itt is further Ordered by the Court by the Con-
sent aforesaid that the said Philip Lynes shall not take any advantage
against the plt for not psecuteing upon the tryall occasioned by such
default, but that the said Philip Lynes shall pay to the plt the Costs
by this Court to be taxed in this Cause, and it is further Ordered
that the Lesso^r to the p^{lt} shall be Charged with the payment of the
Costs to the Deft if any be adjudged to him.

John Shrigley	} in Ejectm ^t Richard Wells & Mary his wife daughter and heire of Thomas Martin dec ^d Lesso ^{rs}
ag ^t	
John Sallers	

Liber W. C.

And in the same Cawse it was ordered by the Consent of George Parker Attorney for the plt & Robert Ridgely Attorney for John Sallers that the said John sallers should be admitted Deft, And that he forthwith appeare and Receive a Declaracon and plead to it the generall Issue, & at the tryall to be thereupon had

p. 445 the said John Sallers shall appeare in his ppr pson or by his Attorney & shall confesse lease entry and Ejectment or that in default thereof Judgment shalbe Entred against the said Deft John Gale the Casuall Ejecto^r, but all further psecution against him shall Cease untill the said John sallers shall make Default in any of the premisses, And Itt is further Ordered by the Court by the consent aforesaid that the said John Sallers shall not take any advantage against the p^t for not prosecuteing upon the tryall occasioned by such Default but that the sd John Sallers shall pay to the plt the costs by this Court to be taxed in this Cause, and It is further Ordred that the Lesso^r to the plt shalbe Charged with the payment of the Costs to the Deft if any be adjudged to him

Nath ^l Maning	}	In Ejectm ^t John Maning Lesso ^r
ag ^t		
William Harris		

And in the same Cawse it was ordered by the Consent of Charles Boteler Attorney for the plt & Robert Carvile Attorney for William Harris that the said William Harris should be admitted Deft & that he forthwith appeare and receive a Declaracōn and plead to it y^e gen^l issue, and at the tryall to be thereupon had the said William Harris shall appeare in his pp pson or by his Attorney and shall Confesse Lease entry and ejectment or that in default thereof Judgment shall be Entred against the deft Walter smith the Casuall Ejecto^r, but all further prosecucōn against him shall Cease untill the said William Harris shall make Default in any of the p^rmisses, & Itt is ffurther Ordered by the Court by the Consent afd that the said William Harris shall not take any advantage against the plt for not prosecuteing Upon the tryall Occasioned by such default, but that the said William Harris shall pay to the p^t the Costs by this Court to be taxed in this Cawse, & it is ffurther Ordred that the Lesso^r to the p^t shall be Charged with the payment of the Costs to the def^t If any be adjudged to him

John Gwynn	}	This accōn of Ejectment is Continued untill next Court
ag ^t		
Philip Lynes		
Gerrard Slye	}	This Cause is Continued untill next Court
ag ^t		
W ^m Boareman		

day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Anno^q Doni 1681 and there Continued untill the Nineteenth day of the same Moneth, On w^{ch} said Eighth day of November were present

The Hono^{ble} } Philip Calvert Esq^r Chancello^r
 } W^m Calvert Esq^r Princip^l sec^{ry}
 } Henry Darnall Esq^r
 } William Digges Esq^r

John Sanders }
 ag^t }
 Thomas Helgar } These two Cawses are Dismissed by the Court the
 Gerrard Slye } Deft not appearing by himself nor his Attorney
 ag^t }
 Thomas Helgar }
 Richard Fenwick } Gerrard Slye late of S^t Maryes County gent^l was
 ag^t } attached to answere unto Richard ffenwick of a
 Gerrard Slye } plea of Trespasse of the Case

And Whereupon the said Richard by Robert Ridgely his Attorney complaineth that Whereas the ffifth day of Aprill in the yeare of our Lord 1678 in the County of Calvert in the said Province hee the said Richard was possessed of one Certaine black Gelding branded on the Neare buttock wth an X of the vallue of Two thousand pounds of Tobacco as of his owne prop Gelding & soe of the same Gelding being possessed, the said Gelding out of his posession Casually lost, w^{ch} said Gelding afterwards that is to say the ffifteenth day of August then next ffollowing at Wiccocomoco in st Maryes County aforesaid to the hands and posession of the said Gerrard Slye by finding Came Notwithstanding the said Gerrard Slye the said Gelding Knowing to be the pp Gelding of him the said Richard & to him the said Richard of Right to belong & apptaine, Meaning and intending him the said Richard ffenwick in this behalfe Craftily and Subtilly to deceive and Defraude, the Gelding aforesaid unto ye said Richard although often thereunto Required hath not Delivered, but the same Gelding afterwards that is to say the tenth day of June 1679 to the prop use and behoofe of him the said Gerrard Slye did Convert & dispose, **Whereupon** hee saith that he is the worse & hath Damage to the Vallue of ffoure thousand pounds of Tobacco, And thereupon he brings his Suite

And the said Gerrard Sly by Thomas Burford his Attorney Cometh and Defendeth the force and Injury when &c and prayeth Liberty to Imparle hereunto untill next Provincia^l Court and It is granted unto him the same day is given to the plantiffe Likewise

Now here at this day to wit the seaventeenth day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Anno^q Doni 1681 Came the said parties by their

Liber W. C. Attorneys aforesaid, and the sd Gerrard Slye by his said Attorney sayth that he is in noe wise guilty of the pmisses above Imposed upon him and of this he putteth himself Upon the Country and the plantiffe likewise, Itt is therefore Comanded the Sheriffe of S^t Maryes County that he Cause to Come here Twelve &c^a by whome &c who neither &c to recognize &c Because aswell &c^a

On w^{ch} Seaventeenth day of November in the yeare aforesaid Came the said parties by their Attorneys aforesaid, and the Jurors Impannelled being Called likewise came (to wit) Raymond Stapleford, William Thomas, Joseph Edloe, Jacob Looton, William Smithson, Robert Graham, William Cole, Andrew Abington, Richard Cloud, Richard Tracy, Darby Dunavan & John Bailey Who being elected tryed and sworne to say the truth in the p^rmisses Upon their oathes Doe say that the said Gerrard Slye is guilty of the premisses above Imposed Upon him by the said plantiffe, and they assesse the Damage of the said plantiffe to Two thousand pounds of Tobacco Therefore It is Considered by the Court here that the said Richard ffenwick Recover against the said Gerrard Slye aswell the aforesaid sume of two thousand pounds of Tobacco Damages by the Juro^{rs} aforesaid in fforme aforesaid Assessed, as also the sume of Three thousand Eight hundred ninety eight pounds of Tobacco for costs of suite, and the said Gerrard in mercy &c^a

John Slye	} Gerrard Slye late of st Maryes County was attached
ag ^t	
Gerrard Slye	

to answe unto John Slye of a plea of Trespasse of the case

And Whereupon the said John slye by Robert Carvile his Attorney sayth that Whereas the said Gerrard Slye being in the begining of the yeare i677 appointed by his Lopp the Lord Prop^{ry} to be high sheriffe of the said County of st Maryes, and being Destitute of a person Capable to serve him in the Equallity of an Undersheriffe, he the said Gerrard did Desire to Reteayne and lure the said John Slye to be his Deputy or Undersheriffe, and did at Bushwood in the said County about the begining of Aprill in the said yeare of our Lord 1677 in Consideracon that the said John Slye at the Speciall instance and Request of him the said Gerrard Slye would serve him the said Gerrard Slye as his Deputy or Und^rsheriffe in the executeing of writs Receiveing of Tobaccoes & such other businesse as to the Office of Deputy or Undersheriffe did belong and relate, and for Soe long time as the said Gerrard Slye should be high Sheriffe of the County aforesaid or should be pleased to Retaine and Keepe the said John Slye in his service or Imployment of Deputy or Undersheriffe as aforesaid Assume Upon himself and to the said

p. 448 John Slye ffaithfully pmise that hee the said Gerrard Slye would not onely satisfy and Pay unto the said John Slye for his sallary and wages for soe long time as the said John Slye Should Continue

in the service and Imployment of him the said Gerrard Slye as his Undersheriffe or Deputy as aforesaid the sume of ffoure thousand pounds of Tobacco a Yeare when he should be thereunto required, but would also pay Defray and Discharge all such his the said John Syles necessary charges & expences by him the said John to be spent Laid out & expended in and about the service and businesse of him the said Gerrard Slye, And the said John Slye in ffact sayth that he the said John Slye trusting to the ffaithfull promisses of the said Gerrard Slye Did accept of the said Imployment & Entred into the service of the said Gerrard as his Deputy or Undersheriffe as aforesaid, and Did honestly and ffaithfully serve the said Gerrard Slye for all the time hee the said Gerrard did Continue high Sheriffe of the said County of st Maryes To wit from the first day of Aprill in the yeare of our Lord 1677 to the first day of Aprill in the yeare of our Lord 1679 being Two Compleate yeares for w^{ch} there became due to the said John Slye ffrom the said Gerrard Slye ffor his sallary and wages for the time aforesaid and after the rate of ffoure thousand pounds of Tobacco a Yeare the Sume of Eight thousand Pounds of Tobacco, And the said John slye ffurther in ffact sayth that he did Necessarily expend in itenerant charges & other necessary expences in attending the Provinciaall and County Courts & otherwise about the affaires and service of him the said Gerrard slye Dureing the said Two yeares the sume of One thousand ffive hundred and Two pounds of Tobacco, both w^{ch} sumes Doe in the whole amount to the sume of Nine thousand ffive hundred and Two pounds of Tobacco Yet Notwithstanding the said Gerrard Slye his promise and assumption aforesaid Little regarding, but deviseing & ffraudulently intending him the said John slye in this behalfe Craftily and subtilly to deceive and Defraude The said sume of Nine thousand ffive hundred and Two pounds of Tobacco to him the said John Slye according to his promise and Assumption aforesaid though often thereunto requested hath not payd or satisfyed but the same to pay and Satisfye hath hitherto Denied and refused & still doth denye and refuse to Satisfy and pay the same to the Damage of the said John slye Sixteene thousand pounds of Tobacco and thereupon he brings his suite

Liber W. C.

And the said Gerrard Slye by Robert Ridgely his Attorney Cometh & defendeth the force and Injury when &c and prayeth Liberty to Imparle untill the next Provinciaall Court and It is granted unto him the same Day is Given to the plantiffe likewise

Now here att this day to wit the seaventeenth day of Novemb^r in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq Doni 1681 came the said partyes by their Attorneys aforesaid, and the said Gerrard Slye by his said Attorney sayth that he Did not assume and promise in manner and forme as the said John above in his Declaracōn against him hath Complained and of this he putts himself Upon the Country, and the said plantiffe

p. 449

Liber W. C. Likewise It is therefore Comanded the sheriffe of S^t Maryes County that he Cause to come here Twelve &c. by whome &c and who Neither &c To Recognize &c because as well &c,

On w^{ch} said seaventeenth day of November in the yeare aforesaid came the said partyes by their Attorneys aforesaid, and the Jurors Impannelled being Called likewise came (To wit) Philip Lynes, Anthony Dawson, John Richardson, William Hill, John Evans, William Stevens, William Mishew, William Smith, Rhoderick ILoyd, Vincent Mansfeild, Henry Exon & John Paler. Who being elected tryed & sworne to Say the truth in the premisses Upon their oathes Doe say That the said Gerrard Slye did assume and promisse in manner and forme as the said John in his Declaracō above against him hath complained, and they asseste the Damage of the said John Slye to Six thousand One hundred Twenty three pounds of tobacco, Therefore It is Considered that the said John Slye Recover against the said Gerrard Slye aswell the aforesaid sume of Six thousand one hundred twenty three pounds of tobacco Damages by the Juro^{rs} aforesaid in fforme aforesaid Assessed as also the sume of One thousand ninety and eight pounds of Tobacco for costs of Suite, and the said Deft in mercy &c:

Joseph Pile	}	Thomas Toulson of London Marchant was attached to answeere unto Joseph Pile of a plea of Trespasse of the case.
ag ^t		
Thomas Toulson		

And whereupon the said Joseph Pile by Robert Carville his Attorney complaineth that Whereas the Second day of November in the yeare of our Lord One thousand six hundred seaventy and ffoure at st Maryes a Certaine Comunicacō was had betweene the said Joseph Pile, and the said Thomas Toulson touching a trade together, and the said Thomas Toulson by his Letter bearing date at London beyond the Seas the day and yeare aforesaid To the said Joseph Pile in st Maryes County directed (amongst other things therein contened) haveing promised and assured the said Joseph Pile that what Tobacco The said Joseph Pile should then after send to him the said Thomas Toulson and put on board hee the said Thomas Thomas Toulson would Runne the Rescue thereof of the seas & beare the Adventure & send the said Joseph Pile a good Returne & allowe the said Joseph Pile ffourteene shillings for every one hundred pounds of Tobacco w^{ch} the said Joseph Pile should consigne to the said Thomas **Whereupon** It was agreed betweene the said partyes & the said Thomas Toulson Did Seaverall times since the said Second day of November Assume upon himself and to the said Joseph Pile ffaithfully pmise that for every one hundred pounds of Tobacco the said Joseph pile should Soe send & Consigne to the said Thomas Toulson hee the said Thomas Toulson would allowe to the said Joseph Pile ffourteene shillings p Cent and Runn

the Rescue of the Seas, & the said Trade to Continue for a Considerable time lett the yeares prove good or bad, In pursuance of w^{ch} said agreement & the seaverall promisses and Assumptions aforesaid of the said Thomas Toulson the said Joseph Pile did at the speciall instance and Request at the said Thomas Toulson in the port of the Province of Maryland Afterwards to wit the fifteenth day of Aprill in the yeare of our Lord god One thousand six hundred Seaventy & six On Board the shipp Joseph and Benjamin of London Matthew Paine Comand^r shipp Twenty hogsheads of Tobacco, & on the seaventeenth day of the same Moneth Twenty hogsheads of Tobacco more on board of the shipp the Anne of London Benjamin Cooper Comand^r, in all forty hogsheads of tobacco Containing Neate sixteene Thousand ffoure hundred forty & nine pounds of Tobacco, & sent and Consigned the same to the said Thomas Toulson in London aforesaid, w^{ch} said sune of Tobacco at fourteene Shillings p Cent comes to One hundred and ffifteene pounds two shillings and Tenn pence, And the said Joseph Pile did afterwards that is to say Upon the eighth day of Aprill in the yeare of our Lord one thousand six hundred seaventy and eight Upon the Like instance and request of the said Thomas Toulson & psueant to the said agreement and promisses aforesaid in the port aforesaid, shipp on board the Shipp Joseph and Benjamin of London Edmund Paine Comand^r One hundred hogsheads of Tobacco Containing Neate ffourty one Thousand Eight hundred seaventy and three pounds of Tobacco & sent & Consigned the same to the said Thomas Toulson as aforesaid w^{ch} at fourteene shillings p Cent as aforesaid comes to Two hundred Ninety three Pounds Two shillings and Two pence, And the said Joseph Pile did afterwards that is to say upon the seaven and twentyeth day of Aprill in the said yeare of our Lord 1678 at the like instance & request of the said Thomas Toulson & pursueant to the agreement and promisses aforesaid in the port aforesaid Shipp on board the said shipp the Anne of London the said Benjamin Cooper comand^r Twenty two hogsheads of tobacco Containing Neate Eight thousand ffive hundred Twenty and seaven pounds of Tobacco, And sent and Consigned the same as aforesaid, w^{ch} at fourteene shillings p Cent as aforesaid Comes to ffifty nine pounds thirteene shillings & nine pence, And the said Joseph Pile did at the ffurther instance & request of the said Thomas Toulson and pursueant to the agreement & pmisses aforesaid in the Port aforesaid Afterwards that is to say upon the one and Twenteth day of March in the yeare of our Lord One thousand six hundre^d seaventy and Nine shipp on board the shipp Elizabeth and Mary of London Roger Newham Comand^r sixty and Nine hogsheads of Tobacco Containing Neate Twenty eight thousand six hundred Eighty and one pounds of Tobacco, and sent and Consigned the same as aforesaid wch at ffourteene shillings p Cent comes to Two hundred pounds ffifteene shillings

Liber W. C. & foure pence And the said Joseph Pile did afterwards to wit upon the six and twentieth day of February in the yeare of our Lord 1679 at the instance and request of the said Thomas Toulson & pursueant to the agreement and promisses aforesaid shipp in the Port aforesaid on board the shipp Margaret of London Edward Watkins Comand^r Twenty foure hogsheads of Tobacco Containing Neate Nine Thousand Nine hundred and eighty pounds of Tobacco & sent and Consigned the same as aforesaid, w^{ch} at fourteene shillings p Cent comes to sixty and Nine pounds seaventeene shillings and Two pence and the said Joseph Pile did Likewise at the speciall instance and request of the said Thomas Toulson & pursueant to the agreem^t & promisses aforesaid Afterwards to wit upon the ninth day of Aprill in the yeare of our Lord 1680 shipp on board the Shipp the Willing minde of London Jn^o Lucom Comand^r Two hundred and seventeene hogsheads of tobacco Containing Neate Ninety three thousand ffive hundred thirty and seaven pounds of tobacco, & sent and Consigned the same to the said Thomas Toulson in London as aforesaid, w^{ch} att ffourteene shillings p Cent as aforesaid comes to six hundred ffifty and foure pounds ffifteene shillings and Two pence, All w^{ch} said seav^l sumes of Money doe in the whole amount unto the sume of One thousand three hundred Ninety three pounds six shillings and ffive pence, And the said Joseph Pile in ffact saith that Notwithstanding that the said Thomas Toulson hath received the seaverall quantities of Tobacco aforesaid & hath pursueant to his agreement & promisses aforesaid at seaverall times payd to the said Joseph the sume of twelve hundred thirty & three pounds eighteene shillings and eight pence part of the said sume of thirteene hundred Ninety and three pounds six shillings and five pence, Yet as to one hundred ffifty and Nine pounds seaven shillings and Nine pence Residue of the said sume of Thirteene hundred Ninety and three pounds six shillings & five pence The said Thomas Toulson his agreement promisses and assumption aforesaid Little regarding but deviseing and Fraudulently intending him the said Joseph pile in this behalfe Craftily and subtilly to deceive and defraude the said sume of One hundred ffifty and Nine pounds seaven shillings and Nine pence to him the said Joseph Pile according to his agreement promisses & Assumptions aforesaid Though the said Thomas Toulson by the said Joseph Pile heretofore that is to say the sixth day of December in the yeare of our Lord 1680 Att Bushwoo^d in st Maryes County aforesaid was thereunto requeste^d hath not payd or satisfied, but the same to pay and satisfy hath hitherto Denyed & refused and still doth denye and refuse to pay & Satisfy the same by w^{ch} the said Joseph Pile the whole Comodity and vantage w^{ch} hee the said Joseph with the said sume of Money by buying and selling and Lawfully Marchandizeing might have had and gained he hath altogether lost & was hindered of whereby he saith that he is the worse and hath losse to the Vallue of three hundred pounds sterling And thereupon hee bringeth his suite

And the said Thomas Toulson by Robert Ridgely his Attorney cometh and defendeth the force & Injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and It is granted unto him The same day is given to the Plantiffe Likewise

Liber W. C.
P. 452

Att w^{ch} said next Provinciaall Court Came the said parties by their Attorneys. Attorneys aforesaid, and the said Thomas Toulson by his said Attorney sayth that he did not assume and promise in manner & forme as the said Joseph above in his Declaracō against him hath Complained and of this he puts himself upon the Country and the said plantiffe Likewise, Day is thereupon given to both parties untill next Provinciaall Court

Now here at this day to wit the Seaventeenth day of November in the sixth yeare of the Dominion of the Right hon^{ble} Charles Lord Baltemore &c Annoꝝ Doni 1681 Came the said Joseph Pile by his Attorney aforesaid & offered himself against the said Thomas Toulson in the plea aforesaid but the said Thomas Came not but made default, Therefore Itt is Considered that the said Joseph Pile Recover against the said Thomas Toulson aswell the aforesaid sume of One hundred fifty nine pounds seaven shillings & nine pence debt wth costs of suite, as also his Damages by him sustained by Ocasion of the Detaining of the Debt aforesaid, But because It is not Knowne to the Court here what Damages the said Joseph Pile hath sustained by Occasion thereof It is therefore Ordered that a Writ of Enquiry of Damages issue Returnable att the next Provinciaall Court

John Rousby ag ^t Joseph Spernon	} The Jury finding for the plt in this Cawse Six thousand pounds of tobacco w th Costs of suite The Deft by Robert Ridgely his Attorney Moved in arrest of Judgm ^t , Day is thereupon given to both parties untill next Provinciaall Court

Thomas Bowman ag ^t Stephen Gary	} Stephen Gary sheriffe of Dorchest ^r County was attached to answere unto Thomas Bowman of a plea Wherefore with force and armes upon the said Thomas att Little Chaptanke in Dorchester County he made an Assault and him beate wounded imprissoned & evilly handled & him there inprisson being a long while did Keepe & other injuryes to him offered to the greate Damage of the said Thomas and against his Lopps peace

And whereupon the said Thomas by Robert Carvile his Attorney Complaines that Whereas the said stephen Gary upon the ninth day of October in the yeare of our Lord 1680 being then and Yet Sheriffe of the said County of Dorchester, Att Little Chaptanke in the said County of Dorchester by force and Armes upon the said Thomas Did make an assault & him beate wounded Imprissoned & evilly Intreated & him soe in prisson being ffor a Long time That is to say

p. 453

Liber W. C. for the space of Foure and Twenty houres then next ffollowing detained & other Injures to him did to the greate Damage of the said Thomas, and against his Lopps peace & Whereupon he saith he is Damnified & hath Losse to the Vallue of Tenn thousand Pounds of Tobacco & thereupon hee bringeth his suite

And the said Stephen Gary by Robert Ridgely his Attorney Cometh and Defendeth the force and Injury when &c^a and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plantiffe Likewise

Now here att this day to witt the seaventeenth day of November in the sixth year of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Doni 1681 Came the said partyes by their Attorneys aforesaid and the said Stephen Gary by his said Attorney sayth that hee is not guilty of the premisses about Imposed upon him in manner and forme as the said Thomas above against him hath Complained and of this hee puts himself upon the Country, and the plantiffe also: Itt is therefore Comanded the sheriffe of st Maryes County that hee Cawse to Come here Twelve &c by whome &c and who Neither &c to Recognize &c because aswell &c.

On w^{ch} said seaventeenth day of Novemb^r in the year aforesaid Came the sd partyes by their Attorneys aforesaid and the Juro^{rs} Impanelled being Called Likewise Came to wit Philip Lynes, Anthony Dawson, John Richardson, W^m Hill, John Evans, William Stevens, William Mishew, William Smith, Rhoderick lLoyd, Henry Exon, & John Paler, Who being elected tryed & sworne to say the Truth in the premisses Upon their oathes doe say That the said Stephen Gary is not guilty of the premisses above imposed upon in manner & forme as the said Thomas Bowman above against him hath Complained **Therefore** Itt is Considered that the said Thomas Bowman take nothing by his writ aforesaid but for his false Claime thereupon be in Mercy and that the said stephen Gary goe thereof without Day, and that the said Stephen Gary Recover against the said Thomas Bowman the sume of five Thousand Seaven hundred Seaventy and foure pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe Layd out & Expended, and the said Stephen may have thereof execucōn

James Mills	} {	These Two Causes being in arrest of Judgment are Continued untill next Provinciaall Court
ag ^t		
Henry Johnson		
Gerrard Slye		
ag ^t		
Margaret Stag	} {	Philip Lynes late of Charles County Marchant was attached to answeere unto Edmond Dermot of a plea of trespasse Upon the Case
Adm ^x Tho stag		
Edmond Dermot		
p. 454 ag ^t		
Philip Lynes		

And whereupon the said Edmond Dermot by Liber W. C.

Robert Ridgely his Attorney Complaineth that Whereas one Certaine John Quigley the Twenty second day of May One thousand six hundred and Eighty standing indebted unto the said Edmond Dermot for severall sumes and Quantities of Tobacco by the said John Quigley of the proper Tobaccos of the said Edmond received & made use of the sume of ffive thousand Two hundred thirty Nine pounds of Tobacco, & also was to deliver up to the said Edmond Dermot one Certaine bill or writeing Obligatory Whereby Thomas Helgar of Charles County was indebted to the said Edmond Dermot the sume of ffoure thousand pounds of Tobacco & w^{ch} the said John Quigley had Deposited in the hands of the said Philip Lynes to be Received of the said Thomas Helgar for the said Quigley, The said John Quigley did ord^r the said Philip Lynes to deliver up unto the said Edmond Dermot the said bill of the said Helgars for ffoure Thousand Pounds of Tobacco, & to pay unto the said Edmond Two thousand ffoure hundred & nineteene pounds of Tobacco w^{ch} the said Philip had Received of Henry Bonner gent^l for the use and accompt of the said John Quigley, In Consideracon whereof the said Philip Lynes did assume upon himself and to the said Edmond the Twenty fifth day of May One thousand six hundred and Eighty aforesaid did ffaithfully promise That he the said Philip the said bill of Thomas Helgars payable to the said Edmond for ffoure thousand pounds of Tobacco would deliver up unto the said Edmond when thereunto required, And also would pay unto the said Edmond Two thousand Two hundred and Twenty six pounds of Tobacco part of the said Two thousand foure hundred & nineteene pounds of Tobacco Upon Demand, And the said Edmond Dermot in fact saith That trusting to the promise and Assumption of the said Philip Lynes to him the said Philip soe as aforesaid made, Hee the said Edmond the said Twenty fifth day of May One thousand six hundred & eighty aforesaid, The said John Quigley from the said bill of Thomas Helgars for ffoure thousand pounds of Tobacco aforesaid did Discharge release & also from Two thousand two hundred twenty six pounds of tobacco part of ffive thousand two hundred thirty nine pounds of Tobacco w^{ch} the said Quigley then owed the said Edmond him the said John did Release and Discharge Notwithstanding w^{ch} the said Philip Lynes his promise and Assumption soe as aforesaid made not Regarding, but Deviseing and ffraudulently intending him the said Edmond aswell of the said bill of foure thousand pounds of Tobacco due to the said Edmond from the said Helgar as aforesaid, as also of the said Two thousand Two hundred twenty six pounds of Tobacco to deceive and defraude, The said bill of ffoure [Thousand] pounds of Tobacco to the said Edmond to Deliver according to his promise although often Demanded: gainesayd & as yet doth gainesay, and the said Two thousand two hundred

Liber W. C. and Twenty six pounds of Tobacco to the said Edmond to pay according to his promise Although often thereunto required Denied and as yet doth denye to the Losse and Damage of the said Edmond Tenn thousand pounds of Tobacco and thereupon hee bringeth his Suite

And the said Philip Lynes by George Thompson his Attorney Cometh and Defendeth the force and Injury when &c and Prayeth liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same Day is given to the plantiffe Likewise

Now here at this day to wit the Eighteenth day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq Doni. 1681 Came the said partyes by their Attorneys aforesaid, and the said Philip Lynes by his Attorney sayth that hee did not assume in manner and forme aforesaid and of this he puts him self upon the Country and the plantiffe Likewise, Itt is therefore Comanded the sheriffe of St Maryes County that he Cawse to Come here Twelve &c by whome &c^a and who Neither &c^a To Recognize &c^a becawse aswell &c.

On w^{ch} said Eighteenth day of November in the yeare aforesaid Came the same partyes by their Attorneys aforesaid, and the Jurors impannelled being called likewis[e] Came (to wit) Raymond Stapleford, William Thomas, Joseph Edloe, Jacob Looton William Smithson, Robert Graham, William Cole, Andrew Abington, Richard Clowd, Timothy Tracy, Dennis Sulivant & John Martindale Who being elected tryed and Sworne to say the truth in the premisses Upon their oathes doe say that the said Philip Lynes Did assume upon himself and to the said Edmond make such promise as in the Declaracōn aforesaid of the said Edward is sett forth and they Assesse the Damage of the said Edmond to Two thousand Two hundred Twenty six pounds of Tobacco Therefore It is Considered that the said Edmond Dermot Recover against the said Philip Lynes aswell the aforesaid sume of Two thousand two hundred & twenty six pounds of Tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid assessed as also the sume of Three thousand ffoure hundred Seaventy and one pounds of Tobacco for costs of suite, And the said Deft in Mercy &c

Michael Miller ag ^t	}	The Defendant having ffiled a special and Gen- erall plea to the Plantiffes Declaracōn It is Ordered that the Generall issue be Received & that this Cause continue untill the next Court
Clement Hill		

George Holland ag ^t	}	This accōn of Ejectm ^t is continued untill Prov ^{ll} Court
Nicholas Nickolls		

Thomas Hagelton	}	These three Causes are Continued untill next Court
ag ^t		
Thomas Truman		
The Lord Proprietary		
ag ^t		
Josias Seward	}	
The same		
ag ^t		
Thomas Clipsham	}	
Roger Eades		

ag ^t	}	This accōn of Ejectm ^t is Continued untill next Provinciall Court
James Peterkin		

W ^m Burges	}	This accōn being stopt by Injunction is Continued untill next Court
ag ^t		
Richard Hill	}	
Andrew Tennihill		

ag ^t	}	This accōn of Ejectm ^t being stopt by Injunction is continued untill next Court
John Bennett		

John Abington	}	This accōn being upon appeale from Calvert County Court is Continued untill next Provinciall Court
ag ^t		
W ^m Kidd	}	
The Lord Prop ^{ry}		

ag ^t	}	Collon ^{ll} W ^m Stevens one of the Justices of this Court informeing the Court that this Cawse is agreed It is ordered that the same be Entred agreed Upon Record
Matthew Scarbrough		
& Thomas Pointer	}	
Edward Lunn qui tam		

bene &c	}	This Cause is Continued untill next Provinciall Court
ag ^t		
Anthony Demondadeir	}	
Richard Metcalfe		

ag ^t	}	John Rousby gent. one of the Attorneys of this Court informeing the Court that this accōn is agreed it is Ordered that the same be Entred agreed upon Record
Eman ^{ll} Jenkinson		

Susanna Uty	}	
ag ^t		
Jn ^o Nickolls	}	These two Cawses being upon appeale from Baltimore County Court are continued untill next Provinciall Court
The Same		
ag ^t		
The Same	}	
Richard Perrey		

ag ^t	}	
Thomas Gant		
The same	}	
ag ^t		
The same	}	
The same		
ag ^t	}	
The same		

Liber W. C. Nehemiah Blackiston }
 ag^t }
 William Harper }
 Robert Ridgely }
 ag^t }
 Elizabeth Gilbert Ad^x }
 of Thomas Gilbert }
 Marke Cordea }
 ag^t }
 Richard Atwood }
 Andrew Abington }
 ag^t }
 George Oldfeild }
 Joseph Edloe }
 ag^t }
 George Beston }
 John Edmondson }
 ag^t }
 Henry Mitchell }
 Edward Watkins }
 ag^t }
 John Phillips }
 John Barnes }
 ag^t }
 Edward Newton Adm^r }
 of Thomas Newton }
 Kenelm Cheseldyne }
 ag^t }
 Justinian Tennison }
 Christopher Rousby }
 ag^t }
 Randall Revell }
 Joseph Sempell }
 ag^t }
 John Davis }
 p. 458 Richard Gardiner }
 ag^t }
 Thomas Marshall }
 John Osbourne }
 ag^t }
 Robert Mason }
 Nicholas Painter }
 ag^t }
 Symon Wilmer }
 Robert Carvile }
 ag^t }
 James Derumple }

These Fourteene Cawses are Agreed

These five causes are agreed

Henry Brent & ux Ex ^x	}	
Baker Brooke Esq:		
ag ^t	}	
Henry Parker		
Thomas Tasker	}	This Cause being Stopt by injunction is Continued untill next Provincia ^l Court
ag ^t		
John Brome	}	This Cause being upon a writ of Erro ^r from Baltemore County Court is Continued untill next Provinc ^l Court
Peter Ellis & ux Ad ^x of		
Palmer	}	
ag ^t		
Thomas Preston	}	This accōn of Ejectm ^t is agreed
John Martin		
ag ^t	}	
Joseph James		
Thomas Parker	}	
ag ^t		
James Clayland	}	
Roger Brooke		
ag ^t	}	
Susanna Keene Relict		
of Edward Keene	}	These five Causes are Continued untill next Prov ^l Court:
Edward Pynn		
ag ^t	}	
John James		
Jeffrey Meanly	}	
ag ^t		
Henry Mitchell	}	
David Browne		
ag ^t	}	
Henry smith		
Joseph Eaton	}	
ag ^t		
John Wood	}	
John Gwynn		
ag ^t	}	
Philip Lynes		
Gerrard Slye	}	
ag ^t		
William Boareman	}	
William Jones		
ag ^t	}	
John Wynne		
William Harper	}	These Nine Causes are continued until next Court
ag ^t		
Charles Partis	}	
John Pinke		
ag ^t	}	
Thomas Jones		

Liber W. C.	Samuel Allen	}	}
	ag ^t		
	Gourney Crowe	}	}
	Raymond stapleford		
	ag ^t	}	}
	Richard Meekins		
	Sam ^{ll} Cooper	}	}
	ag ^t		
	William Colebourne	}	}
	Richard Peacock		
	ag ^t	}	This accōn of Ejectm ^t is Continued untill next Prov ^{ll} Court
	Nicholas Hackett		
	Anthony Underwood	}	This accōn of Ejectm ^t is Continued untill next Court
	ag ^t		
	W ^m Taylor	}	}
	Cartwrights Ex ^{rs}		
	ag ^t	}	This accōn is Continued untill next Court
	Kenelm Cheseldyne		
	Andrew Tennehill	}	}
	ag ^t		
	George Ligan	}	These two Causes being Upon appeale from Calvert County Court are continued untill next Court
	The Same		
	ag ^t	}	}
	Gosfrights Ex ^{rs}		
p. 460	Ellis Coleman	}	}
	ag ^t		
	Matthew Scarbrough	}	}
	Margaret stagg widdowe		
	ag ^t	}	These three accōns are agreed
	William Chesheire		
	Robert Ridgely	}	}
	ag ^t		
	James Mills	}	}
	Samuell Groome		
	ag ^t	}	This accōn is agreed
	Roger Brooke		
	George Tyte	}	}
	ag ^t		
	Joshua Guibert	}	}
	The same		
	ag ^t	}	}
	The same		
	Thomas Keeting	}	}
	ag ^t		
	Richard Sweatnam	}	}

Liber W. C.

Henry Brent & ux Ex ^x of Baker Brooke Esq: ag ^t	}	The defts by Kenelm Cheseldyne their Attorney appeare & imparle untill next Provinciaall Court
Henry Parker Jn ^o Edmondson & John stanly		
John Braday ag ^t		
John Richardson		
W ^m Digges Esq ag ^t		
Justinian Gerrard		
Marke Cordea ag ^t	}	
John Blomfeild		

Henry Brent & ux Ex ^x of Baker Brooke Esq ag ^t	}	The Deft in his prop person appeares & imparles untill next Provinciaall Court :
Kenelm Cheseldyne		

p. 461

Henry Kennett ag ^t	}	The Defts by Robert Carvile their Attorney ap- peare and Imparle untill next Prov ^l Court
William Leedes		
John Baker ag ^t		
Daniel Carnell		

Lovelace Gorsuch ag ^t	}	The defts by Thomas Burford their Attor- ney appear & imparle untill next Provinciaall Court
William Stevens Sen ^r		
James Neale sen ^r ag ^t		
Robert Thompson		

William Colebourne ag ^t	}	The Defts by Robert Ridgely his Attorney appears & imparles untill next Provinciaall Court
Samuel Cooper		
William Elmes ag ^t		
Henry smith		

Henry Brent & ux Ex ^x of Baker Brooke Esq ag ^t	}	The Deft by Charles Boteler his Attor- ney appeares & imparles untill next Pro- vinciall Court
George Holland		

The same ag ^t	}	Unlesse the Deft appears next Court the sheriffe of Ann Arrundell County amerced :
The same		

The same ag ^t	}	The Deft by George Parker his Attorney appeares & Imparles untill next Provinciaall Court
George Yate		

Liber W. C.	Edward English	}	The plt in these two Cawses haveing writts of
	ag ^t		
	ffrancis Harmer	}	Erro ^r &c directed to the Comis ^{rs} of Cecill
	The same		
	ag ^t	}	County. and the Records in the same Cawses
	The same		
	Cuthbert Drew	}	not being returned It is ordered that the said
	ag ^t		
	John Steventon	}	writs of Erro ^r & scire facias be Renewed
	John Steventon		

John Steventon late of s^t Maryes County Marchant

was attached to answe^r unto Cuthbert Drew of a

plea of Trespasse upon the case,

p. 462 And Whereupon the said Cuthbert Drew by Robert Ridgely his Attorney Complaineth That Whereas the said John Steventon was indebted to the said Cuthbert Drew the sume of eight pounds twelve shillings sterling, & being soe indebted the said John did the ffifteenth day of October One thousand and six hundred seaventy seaven in Wiccomoco River in S^t Maryes County & within the Jurisdiccōn of this Court in Consideracōn thereof draw one bill of Exchange according to the Custome of Marchants & signed with the prop hand of the said John steventon & directed to one Certaine John steventon of London by the Name of his Honoured Father John Steventon for the payment of the said sume of Eight pounds Twelve shillings to the said Cuthbert Drew or his ord^r and the said John Steventon the younger Did then and there Assume upon himself and to the said Cuthbert Drew did faithfully promise that if he the said John Steventon the elder of London aforesaid the said sume of eight pounds Twelve shillings sterling to him the said Cuthbert Drew or his Ord^r did not well and truly pay according to the Teno^r of the said bill of Exchange that he the said John Steventon would well and truly pay the same when thereunto required, And the said Cuthbert Drew in ffact sayth that on the Tenth day of the Moneth of September Anno Doni 1678 & in the thirtyeth yeare of the Reigne of our Sovereaine. Lord Charles the second by the grace of god King of England &c att the Request of the said Cuthbert Drew, William Scorey Notary and Tebellion Publiq by authority of Our said soveraigne Lord the King admitted & sworne Dwelling in London aforesaid, Did shew and Exhibit the said bill of Exchange unto M^r John Steventon the Elder unto whome the same was directed) in person asking him if he would pay the said sume of Eight pounds Twelve shillings therein mencōned Whereupon the said John Steventon the Elder said that he would not pay the said bill, we^h being heard by the said Notary hee the said Notary Did solemnly Protest by those p^rsents (att the Request aforesaid Aswell against John Steventon Subscriber of the said bill as all others whome it did or might Concerne and of all Costs Damages and interests suffered and to be suffered for want of payment thereof, All we^h the said Notary, because hee was present and did see heare and Know the said things acted and done as they are before recited the day and yeare and

places aforesaid Did therefore to a Certaine instrument of protest subscribe his name and put to his wonted and accustomed seale (being requested) to Certify and Testify the premisses, w^{ch} said instrument of protest is by the said Cuthbert here in Court produced, **Now** the said John Steventon the Younger Little regarding his promise and Assumption made as aforesaid, but plotting & fraudulently Intending him the said Cuthbert of the said Eight pounds Twelve shillings to deceive and Defraude, the same eight pounds Twelve shillings to him the said Cuthbert hath not paid although often thereunto Required, but Doth Utterly refuse to pay the same, By wch the said Cuthbert the whole profit gaines and advantage wch he wth the said Eight pounds Twelve shillings if it had been paid to the said Cuthbert according to the promise of the said Jn^o in that behalfe made, by buying and selling and Lawfully bargaineing with the same might have had and gained, is Now Totally Lost and Deprived of **Whereupon** he saith he is Damnified and hath Lost to the Vallue of seaventeen pounds sterling, and thereupon hee bringeth his suite, And the said Cuthbert Drew bringeth here into Court aswell the said bill of Exchange as y^e instrum^t of protest whereby the premisses may the more sufficiently appeare unto y^e Court in manner and forme as is aforesaid

p. 463

And the said John Steventon by Kenelm Cheseldyn his Attorney cometh and Defendeth the force and Injury when &c and prayeth Liberty to imparle hereunto untill next Provinciaall Court and It is granted unto him the same day is given to the plantiffe Likewise

Now here att this day to wit the Eighteenth day of Novemb^r in the sixth year of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni 1681 Came the said Cuthbert Drew by his Attorney aforesaid & offered himself against the said John steventon in the plea aforesaid but the said John Steventon Come not but made Default **Therefore** It is Considered that the said Cuthbert Drew Recover against the said John Steventon aswell the aforesaid sume of Eight pounds Twelve shillings sterling the debt aforesaid and his Damages sustained by Occasion of the premisses at thirty p Cent amounting to Two pounds Tenn shillings & three pence sterling, as also the sume of ffive hundred seaventy Nine pounds of Tobacco for costs of suite, and the said Deft in mercy &c^a:

Owen Guither Adm ^r	} Gerrard Slye late of st Maryes County was attached to answere unto Owen Guither Adm ^r of the goods and Chattles of Mary Jones dec ^d of a plea of Trespasse of the case
of Mary Jones	
ag ^t	
Gerrard Slye	

And Whereupon the said Owen by Robert Carville his Attorney sayth that Whereas the said Mary upon the Ninth day of Aprill in the yeare of our Lord 1679 at S^t Michaels hundred in S^t Maryes County in the Province aforesaid was possessed

Liber W. C. of one Man servant Named Ffrancis Browne as the proper servant of her the said Mary to serve her the said Mary for such Terme of yeares as is usuall and accustomeable by the Lawes of this province for servants Transported into this Province without Indentures to serve of the vallue of Three thousand five hundred pounds of Tobacco, and soe being thereof posessed the said Man servant of her the said Mary as aforesaid she the said Mary Afterwards to wit the Tenth day of Aprill aforesaid out of her possession & service did Casually loose W^{ch} said Servant Afterwards to wit the Eleaventh day of Aprill aforesaid att Bushwood in the said County of st Maryes to the hands and posession of the said Gerrard Slye by finding came, Notwithstanding the said Gerrard Knowing the said servant to be the proper servant of her the said Mary & of right to appertaine and belong, & Meaning and intending her the said Mary in this behalfe to Deceive and Defraude, The said Man servant as aforesaid to her the said Mary in her life time Nor to the said Owen since her Death to whome Administracōn of all and singuler the goods and Chattles of the said Mary are in Due forme of Lawe Legally Comitted & are here in Court Ready to be produced Though often thereunto requested hath not Delivered but the said Man servant afterwards that is to say the Twelfth day of Aprill aforesaid to the use and Comodity of him the said Gerrard at Bushwood in st Maryes County aforesaid then and there disposed and Converted **Whereupon** the said Owen sayth hee is Damified & hath Losse to the Vallue of Eight Thousand pounds of Tobacco, & thereupon he bringeth. his suite

And the said Gerrard Slye by Robert Ridgely his Attorney cometh & defendeth the force and Injury when &c and prayeth Liberty to Imparle hereunto untill the next provincially Court and It is granted unto him the same Day is given to the plantiffe likewise

Att w^{ch} said next provincially Court came the said partyes by their Attorneys aforesaid, and the said Gerrard Slye by his said Attorney sayth that hee is in noe wise guilty of the premisses above imposed upon him In manner and forme as the said Owen in his Declaracōn hath Complained and of this he puts himself upon the Country, and the plaintiffe also, It is therefore Comanded the sheriffe of st Maryes County that hee Cawse to Come here Twelve &c^a by whome &c & who Neither &c to Recognize &c because aswell &c

And Now here at this day (to wit) the Nineteenth day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1681 Came the said partyes by their Attorneys aforesaid & the Juro^{rs} Impannelled being Called Likewise came (to wit) Philip Lynes Anthony Dawson, John Richardson, William Hill, John Evans, W^m Stevens, W^m Mishew, Rhoderick ILoyd, Richard Edelen, Henry Exon, John Paler & Solomon Day **Who** being elected trye and sworne to say the Truth in the premisses

upon their oathes doe say That the said Gerrard Slye is guilty of the premisses above Imposed upon him in manner and forme as the pth above in his Declaracō against him hath Complained, and they Assesse the damage of the said plantiffe to Two thousand pounds of Tobacco Therefore Itt is Considered that the said Owen Guither Adm^r as aforesaid Recover against the said Gerrard Slye aswell the aforesaid sume of Two thousand five hundred pounds of Tobacco Damages by the Jurors aforesaid in forme aforesaid as also the sume of One thousand foure hundred and Tenn pounds of Tobacco for Costs of suite and the said Defendant in Mercy &c^a

Liber W. C.
p. 465

William Thomas ag ^t Gerrard Slye	} Gerrard Slye late sheriffe of st Maryes County was attached to Answer unto William Thomas of a plea of Trespasse of the Case

And Whereupon the said William Thomas by Robert Carvile his Attorney sayth that Whereas the said William fformely to wit the thirtyeth day of January in the yeare of Our Lord 1677 in his Lopps Court of St Maryes County held at Newtowne in the said County before the Justices there by the Consideracō of the same Court had Recovered against Marmaduke Semme of of the said County of st Maryes aswell a Certaine debt of ffoure hundred and ffifty pounds of Tobacco as also the sume of seaven hundred forty three pounds of tobacco w^{ch} to him the said William were by the said Court adjudged for his Costs of suite Whereof hee was Convicted as by the Record and processe of the said Court of st Maryes County doth manifestly appeare, and Whereas also the said William Thomas for the speedier prosecuteing & obtaining the debt and Costs aforesaid Soe by him the said William in forme aforesaid Recovered Afterwards to wit the ffifth day of November in the yeare of our Lord 1678 Did prosecute out of the said Court of St Maryes aforesaid at Newtowne aforesaid a Certaine writ of Execucōn To the said Gerrard Slye then Sheriffe of the said County of St Maryes County directed Whereby he was Comanded that hee should take the body of the said Marmaduke Semmes If he should be found in yo^r Baliwick and him safe Keepe soe that he should have his body before the Justices of the said County Court to be held at Newtowne aforesaid the first Tuesday in January then next following to satisfye unto the said William Thomas aswell the said sume of ffoure hundred and ffifty pounds of Tobacco the Debt aforesaid Whereof hee was convict as also the said sume of Seaven hundred and forty three pounds of Tobacco for Costs of suite in that behalfe expended, and that he should have there then that writ Which said Writ the said William Afterwards & before the Returne thereof That is to say the Tenth day of December in the said yeare 1678 to him the said Gerrard being then Sheriffe of the said County in forme of Lawe to be executed Did deliver, and Although the afore-

p. 466

Liber W. C. said Gerrard Slye by force of the said writ Afterwards and before the Returne thereof the body of the said Marmaduke did take and Detaine till he satisfied the debt & costs afores^d & of him Did receive satisfaccōn of the Debt & Costs aforesaid amounting in the whole to the sūme of One thousand One hundred Ninety and three pounds of Tobacco Yet the said Gerrard Slye minding and intending the Said William Thomas of the One thousand one hundred ninety three pounds of Tobacco Craftily and Subtily to Defraud & Deceive, the said sūme of One thousand one hundred Ninety three pounds of Tobacco to him the said Gerrard Slye by the said Marmaduke soe satisfyed as aforesaid, to him the said William Thomas hath not paid or satisfyed though often thereunto Requested but the same to pay and satisfy doth now Denye and Refuse Whereupon he sayth he is Damnified & hath lost to the Vallue of Three thousand pounds of Tobacco and thereupon he bringeth his suite

And the said Gerrard Slye by Robert Ridgely his Attorney Cometh and Defendeth the force and Injury when &c and Prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plantiffe Likewise

Now here at this day to wit the Nineteenth day of November in the sixth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni. 1681 Came the said partyes by their Attorneys aforesaid and the said Gerrard Slye by his said Attorney sayth that he is in noe wise guilty of the p^rmisses above Imposed Upon him in manner and forme as the said William in his Declaracōn against him hath complained & of this he putts himselfe Upon the Country, and the plantiffe also: Therefore itt is Comanded the sheriffe of st Maryes County that he Cause to Come here Twelve &c^a by whome &c^a and Who neither &c To Recognize &c^a because aswell &c^a

On w^{ch} said Nineteenth day of November in the yeare aforesaid Came the said partyes by their Attorneys aforesaid, and the Juro^{rs} Impannelled being Called likewise came (to wit) Philip Lynes, Anthony Dawson, John Richardson, William Hill, John Evans, William Stevens, William Mishew, Rhoderick lLoyd, Richard Edelen, Henry Exon, John Paler, & Solomon Day Who being elected tryed & sworne to say the truth in the p^rmisses Upon their oathes doe say that the said Gerrard Slye is guilty of the premisses above by the plt imposed upon him and they asesse the Damages of the Said plt to six hundred and tenn pounds of Tobacco Therefore It is Considered that the said William Thomas Recover against the said Gerrard Slye aswell the aforesaid Sūme of Six hundred & Tenn pounds of Tobacco Damages by the Jurors aforesaid in forme aforesaid assessed as also the sūme of Eleaven hundred and ffifty foure pounds of Tobacco for Costs of suite, and the said Deft in Mery &c^a.

Edmond Dennis	} Gerrard Sly Gent ^f was attached to answer unto	Liber W. C. P. 467
ag ^t		
Gerrard Slye		

} the Case

And Whereupon the said Edmond by Thomas Burford his Attorney Complaineth that whereas the said Edward the Nineteenth day of February in the yeare of our Lord 1680 At the City of s^t Maryes in S^t Maryes County a Certaine horse of his the said Edmond of the price of Three thousand pounds of Tobacco At the request of the said Gerrard to Ride from the said City of st Maryes unto the Dwelling house of one Christopher Rousby Esq^r in Calvert County to the said Gerrard did freely lend & deliver, the said Gerrard the said Horse Soe Imoderately did ride & abuse that the said horse thorough the excessive Rideing and evill Keeping of the same by the sayd Gerrard became utterly spoyled and of noe value to the Damage of the said Edmond of Three thousand pounds of Tobacco & thereof he bringeth his suite

And the said Gerrard Slye by Robert Ridgely his Attorney Cometh and Defendeth the force and Injury when &c and prayeth liberty to Imparle hereunto untill next provincially Court and it is granted unto him the same Day is given to the plt Likewise

Now here at this day to wit the eighteenth day of November in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c annoq^{ue} Doni 1681 came the said partyes by their Attorneys aforesaid and the said Gerrard Slye by his said Attorney sayth That he is in noe wise guilty of the premisses above imposed upon him in manner and forme as the said Edmond in his Declarac^{on} against him hath Complained and of this he putts himselfe Upon the Country, and y^e p^{lt} also, **Therefore** Itt is Comanded the sherriffe of st Maryes County that hee Cause to come here Twelve &c^a by whome &c^a & who Neither &c^a To Recognize &c^a because aswell &c^a.

On w^{ch} said Eighteenth day of November in the yeare aforesaid Came the said partyes by their Attorneys aforesaid, And the Juro^{rs} Impanelled being called Likewise came to wit Philip Lynes, Anthony Dawson, John Richardson, William Hill, John Evans, William Stevens, William Mishew, Rhoderick ILoyd, Richard Edelen, Henry Exon, Jn^o Paler & Solomon Day Who being elected tryed and sworne to say the truth in the p^rmisses Upon their oathes Doe say that the said Gerrard Slye is guilty of the p^rmisses above by the plantiffe Imposed Upon him in manner and forme as the said plantiffe in his Declarac^{on} aforesaid against him hath complained, and they Assesse the Damages of the said plt to Three thousand pounds of Tobacco, **Therefore** It is Considered that the said Edmond Dennis Recover against the said Gerrard slye aswell the aforesaid sume of three thousand pounds of Tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the sume of Three thousand foure hundred sixty and six pounds of Tobacco for costs of suite, and the said Deft in mercy &c^a

Liber W. C.
p. 468

Nicholas Maneire
ag^t
John Baker

} John Baker late of S^t Maryes County otherwise
Called John Baker of the Citty of S^t Marys
Gent^l was summoned to answer unto Nicholas

Maneire of a plea that he hold to him the covenant according to the force forme and effect of Certaine Articles of agreement betweene them made,

And Whereupon the said Nicholas by Robert Carvile his Attorney sayth that Whereas by Certaine Articles of agreement Indented made the five and twentyeth day of September in the yeare of our Lord One Thousand six hundred and eighty betweene the said John Baker of the one part & the said Nicholas Maneire of the other part One part whereof signed wth the seale of the said John Baker the said Nicholas bringeth here into Court Whose date is the day & yeare abovesaid Itt is Witnessed that the said John Baker being possessed of a Certaine Plantacōn at s^t Jeromes in the said County Called Warners Plantacōn & the said Nicholas and his wife being then at present destitute of a place of abideing, And haveing one servant of his owne It was thereby Covenanted Concluded and agreed upon betweene the said partyes that the said Nicholas should forthwith with his said wife & servant together wth his Child Enter upon the said Plantacōn and there should live & remaine for & Dureing the space of ffive yeares if the said Nicholas should soe long live Dureing such time the said Nicholas should and all those und^r him should Mannage Till and Manure the said Plantacōn to the best advantage that he could or might In all w^{ch} time the said John Baker his heires Executo^{rs} or Adm^{rs} should have and receive the one halfe & Cleare Moyety of all & singuler the graine and things that should be made upon the said plantacōn Except what should be for the Necessary provision of him the said Nicholas & his wife & all his family upon the said Plantacōn, And the said John Baker should then Immediately put on one servant with the said Nicholas & him or some other finde in his place dureing the said Terme of five yeares, And also the said John after the Tenth day of January then next Should provide and put on with the said Nicholas one other servant & the said Two servants maintaine & uphold untill the said five yeares should be Completed and Ented (that is to say) If either of the said servants should Dye or be ffree the said John Baker to finde others in their Roomes after Convenient time of Notice thereof from the said Nicholas Also the said John Baker to finde the said two servants in Clothes Dureing the said time, That the said John Baker should allowe and finde to the said Nicholas three horses a plough and a Cart, Also in Two yeares foure steers to be broke to the Yoake by the said Nicholas, also to deliver to the said Nicholas for the Provisions of his Two servants the Then yeare ffive barrells of Corne and Two hundred weight of meate, & Also to furnish the said Nicholas with what Corne & Meate he should have Occasion for that

p. 469

yeare being under Tenn barrells of Corne and ffive hundred weight of meate The said Nicholas paying the same Quantity againe or the Vallue thereof in three yeares at farthest after the date thereof, That the said John Baker should forthwith put upon the said plantacōn six sowes, and in May next foure Cowes & Calves, After w^{ch} said Sowes Cowes and their Encrease the said Nicholas should Carefully looke after, and for his paines and Labour therein the said Nicholas should have one third part of the Encrease of hoggs, and One quarter part of the Encrease of Cattle, the principall stock to be first made good at the end of the Terme, & in Consideracōn of the p^rmisses the said Nicholas and his servant should doe their Utmost Labour Upon the said Land in Sowing planting and makeing Corne Indian and English also Buckwheat Indian Pease &c, and the wife to Dresse the Victualls Milke the Cowes, wash the servants and Doe all things Necessary for a woman to doe upon the sd plantacōn Also the said Nicholas to build all buildings Necessary the said Baker onely findeing Nayles and finish the Tobacco house already begunn, and a fiftene foot house That the said John Baker should finde and provide all Corne and graine & Pease for seede that should be necessary, and the said John to be Repayd the same first out of what should be made, and after to have the Intire halfe of the produce of the Plantacōn Cleere of all charge Except Necessary food for the family, and the said Nicholas to have the other Moyety, but the said Nicholas to sell the same to the said Baker at the rates and prices ffollowing (That is to say) Wheate att fforty pounds of Tobacco p bushell, Rye, Barley and Buckwheate each at thirty five pounds of Tobacco p bushell, Indian Corne at Twenty pounds of Tobacco p bushel & Indian Pease att Twenty five pounds of Tobacco p bushell, And as God should Enable the said Nicholas he should make good to the said Baker the moyety of the Necessaryes that should be then put in by the said Baker, also the said Nicholas should as soone as conveniently might be plant an Orchard to Containe one hundred Apple trees w^{ch} he should sufficiently f fence, and the same together wth the Plantacon & f fenceing should Leave and surrender up to the said Baker his Ex^{ts} Adm^{rs} or assignes in good repaire at the End of the said ffive yeares as by the said articles of agreem^t may more at Large appeare, and the aforesaid Nicholas in ffact sayth that although he hath performed fulfilled and Kept all and singuler the covenants & agreem^{ts} in the said articles of agreement aforesaid specified on his part to be observed pformd & ffulfilled according to the forme and effect of the Articles of agreement aforesaid Yet the aforesaid John though often thereunto required the articles of agreement aforesaid hath not yet done performed or fulfilled according to the forme and effect of the said Articles but the same hath broken in this That he the said John Baker did not Imediately after the date of the said Articles of agreement put on one servant with him the said Nicholas & him or

Liber W. C.

Liber W. C. some other finde in his place, Nor did hee after the Tenth day of January 1680 aforesaid provide and put on wth the said Nicholas one other servant, Or the said Two servants maintaine & uphold, & in this also That the said John Baker did not allowe or finde to the said Nicholas Three horses a plough and Cart, Nor hath he Delivered to the said Nicholas for provisions for the provision for his two servants this yeare ffive barrells of Corne and Two hundred weight of meate Nor hath hee the said John furnished the said Nicholas wth what Corne and Meate he had Occasion for and ffive hundred weight of meate according to the said Articles, Nor hath the said John put upon the said plantacōn six sowes of whose Encrease the said Nicholas is to have a third, Nor hath the said John Baker furnished the said Nicholas with Nails for the building, nor hath the said John found and provided sufficient Quantity of Corne graine or pease for seed, But the said Nicholas sayth that for want of sufficient Corne Meate & other provisions for himself servants and family & for the stock to p^rserve them this winter last past, and for want of three good and able working horses for the plough and Cart, and Sufficient necessary Harnesse & Geares to the same and for want of sufficient seed Corne and graine he hath beene Exceedingly hindered in the fitting Tilling Sowing planting and Husbanding the said plantacōn & hee and his family very much prejudiced in their healths and been in greate Extremity for want of food, and by that Meanes is like to loose the benifit of this yeares worke w^{ch} will tend to the utter Ruine of the said Nicholas and family, soe that the said John the Articles aforesaid hath not performed or Kept but the same to pforme and Keepe hath hitherto Utterly denyed and refused & still doth Denye and Refuse to Keepe and pforme the same **Whereupon** the said Nicholas sayth he is Damnified & hath Losse to the Vallue of Twelve thousand pounds of Tobacco and thereupon hee bringeth his suite

And the said John Baker by Robert Ridgely his Attorney Cometh & defendeth the force and Injury when &c and prayeth Liberty to imparle hereunto untill next provinciall Court and it is granted unto him the same Day is given to the plantiffe likewise

Att w^{ch} said next provinciall Court came the said parties by their Attorneys aforesaid, and the said John Baker by his said Attorney sayth that the said Nicholas ought not to have his accon aforesaid against him, for that he saith he hath truely paid pformed fulfilled & Kept all and singuler the said Covenants grants Articles Payments and agreements w^{ch} on his [part] were or ought to have been paid performed fulfilled and Kept, Contained and specified in the above Mentioned Articles of agreement according to the true intent and plaine meaneing of the same articles of agreement and this he is ready to verify And thereupon Demands Judgment if the aforesaid Nicholas his Accōn aforesaid against him ought to have **Whereupon** Day is given to both parties untill next Provinciall Court

Now here at this day to wit the Sixteenth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1681 Came the said parties by their Attorneys aforesaid, and the said plantiffe refuseth to make any farther prosecu^cō against the said Deft in the plea aforesaid

Therefore It is Considered that the said Nicholas Maneire take nothing by his writ aforesaid but be in Mercy for his false plaint thereupon and the said John Baker may goe thereof without Day. and that the said John Baker Recover against the said Nicholas Maneire the sume of Nine hundred and foure pounds of Tobacco for his Costs and charges by him about his Defence in this behalfe Layd out and Expended, and the said John Baker may have thereof Execucō :

Joseph Eaton ag^t { Edward English late of Cecill County was attached to answe^r unto Joseph Eaton of a plea of Tres-
Edward English { passe of the Case

And Whereupon the said Joseph by Robert Carvile his Attorney sayth **That** Whereas the said Edward English was was indebted to the said Joseph Eaton the sume of Twenty and three pounds and five shillings sterl. and being soe indebted the said Edward English did in Consideracō thereof the fifth day of June in the yeare of our Lord 1680 in Maryland aforesaid Draw two bills of Exchange according to the custome of Marchants, and signed with the prop hand of the said Edward English & directed to one Peter Devitt Marchant at Leadenhall street in London att Twenty dayes sight of either of the said bills of Exchange the other not being payd To pay unto the said Joseph Eaton or his Order the said sume of Twenty and three Pounds and five shillings, And the said Edward English did then and there Assume upon himself and to the said Joseph Did faithfully promise that if the said Peter Devitt the said Twenty three pounds five shillings to him the said Joseph or his ord^r should not well and truely pay according to the Teno^r of the said bills of Exchange That hee the said [Edward] English would well and truely pay the same when thereunto required, And the said Joseph in fact sayth that hee the said Joseph did deliver the Second of the said bills of Exchange to one John Jeffereys Esq̃ to receive for the said Joseph Eaton who on the behalfe of the said Joseph Eaton on the second day of October in the yeare of our Lord 1680 aforesaid Did deliver the same unto Nicholas Hayward Notary and Tabellion publicq̃ Dwelling in London to Demand the same, W^{ch} said Notary the said second Day of October in the yeare aforesaid at the Request of the said John Jeffereys haveing in his hands the said bill of Exchange The said Nicholas went to the said Peter Devitt and speakeing to him Demanded if hee would pay the said bill of Twenty three pounds five shillings sterling

Liber W. C.

p. 472

Liber W. C. **Whereupon** the said Peter Devitt answered that he would not pay the said bill for want of Effects Which answered the said Notary having heard (att the request aforesaid) Did protest aswell against English Drawer as all others therein any wayes obliged for Change Rechange. all Costs damages and interests Suffered and to be suffered for want of payment of the said bills, All w^{ch} was soe done and protested in London in the presence of porter Paul and John Wray witnesses and in Testimony that the same was soe Done the said publick Notary did to a Certaine instrument of protest Subscribe his name & put to his wonted and accustomed Seale the day and yeare last abovesaid w^{ch} said Instrument of protest is by the said Joseph here in Court produced, Yet the aforesaid Edward his promise and assumption aforesaid made Little regarding but Devising and fraudulently intending him the said Joseph in this behalfe to Defraud and Deceive The said Twenty three pounds five shillings to him the said Joseph hath not payd although he hath been often thereunto requested but doth utterly refuse to pay the same, By wch the said Joseph Eaton the whole profit gaines and advantage w^{ch} hee with the said Twenty three Pounds five shillings sterl If it had been paid him according to the promise of the said Edward English in that behalfe made by buying selling and Lawfully bargaineing wth the same might have had and gained is now Totally lost and deprived off Whereupon he sayth hee is Damnyfied & hath Damage to the Vallue of sixty pounds sterl and thereupon he bringeth his suite, And the said Joseph bringeth here unto Court aswell the said bill of Exchange as the Instrument of protest whereby the premises may the more Sufficiently appeare unto the Court in manner and forme aforesaid

And the said Edward English by Robert Ridgely his Attorney Cometh and Defendeth the force and Injury when &c^a and prayeth Liberty to imparle hereunto untill next provincially Court and it is granted unto him the same day is given to the plantiffe Likewise,

p. 473 Att w^{ch} next Provincially Court cometh the said parties by their Attorneys aforesaid, and the said Edward English by his said Attorney sayth that hee did not assume and promise in manner & forme as the said Joseph above in his Declaracō against him hath Complaind, and of this he puts himself upon the Country. Day is thereupon given to both parties untill next Provincially Court

Now here att this Day to wit the sixteenth day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c^a Annoq; Doni 1681 Came the said Joseph Eaton by his Attorney aforesaid and offered himself against the said Edward English in the plea aforesaid but the said Edward Came not but made Default **Therefore** It is Considered that the said Joseph Eaton Recover against the said Edward English aswell the aforesaid sume of Twenty three pounds five shillings sterling the debt aforesaid, and

his Damages Sustained by occasion of the premisses at thirty p Cent. Liber W. C. amounting to the sume of seaven pounds nineteene shillings and six pence sterl. as also the sume of ffive hundred seaventy and six pounds of Tobacco for Costs of suite & the said Deft in Mercy &c^a

Thomas Yeabesly	}	Comand was given to the sheriffe of st Maryes
agt		County that he take Richard Gardiner late of
Richard Gardiner		st Maryes County Gentl If he should be found

in his baliwick and him safe Keepe soe that he should have his body here the six and Twentyeth day of Aprill in the sixth year of Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1681 to answe unto Thomas Yeabesly of Plymouth in the Kingdome of England Marchant in a plea of Trespasse of the Case, On wth said six and Twentyeth day of Aprill in the yeare aforesaid Major William Boareman sheriffe of the County afores^d made Returne of the writ aforesaid that by vertue thereof he had taken the body of the said Richard Gardiner whose body he had ready at the time and place in the said writ required, And the said Richard Gardiner Came then by Robert Carville his Attorney and appeared and Imparled untill next Court.

Now here at this Day to wit the sixteenth day of November in the sixth year of y^e Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni. 1681 Came the said partyes by their Attorneys aforesaid and the said Thomas Yeabesly by his said Attorney Refuseth to make any further prosecucō against the said Richard Gardiner in the plea aforesaid, Therefore It is Considered that the said Thomas Yeabesly take nothing by his writ aforesaid but be in Mercy for his false Claime thereupon and that the said Richard Gardiner goe thereof without Day, And that the said Richard Gardiner Recover against the said Thomas Yeabesly the sume of seaven hundred and five pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe Laid out and expended, and the said Richard may have thereof Execucōn:

p. 474

John Peirce Ex ^r of	}	Hugh Hartshorne late of st Maryes County
John Peirce deceased		was attached to answer unto John Peirce Ex ^r
agt		of the Last will and Testament of John Peirce

Hugh Hartshorne { decd in a plea of trespass upon the case

And Whereupon the said John Peirce Ex^r as aforesaid by Kenelme Cheseldyne his Attorney complaineth that Whereas the said Hugh Hartshorne the sixteenth day of in the yeare of our Lord 1679 did Languish of a Certaine hurt or Lameness in one of his Leggs, as also of seaverall Distempers of body & the said John Peirce deceased being a profest Chirurgion & skilfull in the said art as also in the art of Phisick and for a Long time within this Province practised both of the same wth very good Successe, in Consideracō that the said John Peirce would admin-

Liber W. C. ister unto him the said Hugh such Chyrurgery meanes as the said John in the best of his Judgment thought proper for the Cureing him the said Hugh of the said Hurt & Lamenesse, and also administer unto him the said Hugh such Physicall meanes as in the best of his Judgment was Necessary for the Restoracōn of the said Hugh unto his health of body and cureing the distempers of w^{ch} he then Languished, The said Hugh the sixteenth day of _____ in the year 1679 aforesaid Did assume upon himself and to the said John ffaithfully pmise that he the said Hugh would pay unto him the said John Peirce for his Chirurgery meanes the sume of Eight hundred pounds of Tobacco and also for his Phisicall meanes what for the same he should deserve when thereunto required, And the said John Peirce Ex^r as aforesaid in fact sayth that the said John Peirce deceased in his life time and administer unto him the said Hugh such Chirurgery meanes as was prop in the best of his Judgment for Cureing the said Hurt and Lamenesse & did also cure the said Hugh of the same, and also did Adm^r unto him the said Hugh such Phisicall meanes & medicines as in the best of his skill and Judgment was prop to Recover the said Hugh of the bodily Distempers of w^{ch} hee then Languished, a perticuler of wch Phisicall meanes is here in Court produced, and that for the same the said John Peirce dec^d did p. 475 well deserve the sume of One thousand & forty pounds of Tobacco, w^{ch} Together wth the sume of eight hundred pounds of Tobacco for the Chirurgery meanes aforesaid in the whole doe amount to the sume of One thousand Eight hundred and forty pounds of Tobacco, Notwithstanding w^{ch} the said Hugh the said sume of One Thousand eight hundred and forty pounds of tobacco to him the said John Peirce in his life time Nor to the said John Peirce since his Death Ex^r of the Last will and Testament of the said John deceased hath not paid but the same to him to pay hitherto hath and still denyes to pay to the Damage of him the said John Executo^r as aforesaid the sume of three Thousand pounds of Tobacco, and thereupon he bringeth his suite, and the said John Peirce bringeth here into Court the Letters Testamentary to him granted that it may appeare to the Court here he is Executor of the last will and Testament of the said John Peirce Dec^d. and thereupon to have administracōn

And the said Hugh Hartshorne by Robert Ridgely his Attorney cometh and Defendeth the force and Injury when &c^a and Prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plantiffe Likewise

Now here at this day to wit the seaventeenth day of November in the sixth year of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Anno Doni 1681 Came the said partyes by their Attorneys aforesaid and the said Hugh Hartshorne by his said Attorney sayth that he did not assume and promise in manne[r] & forme as the said John above in his Declaracōn aforesaid against him hath Com-

plained, and of this hee puts himself upon the Court & the plan- Liber W. C.
tiffe also

And hereupon the Declaracōn and plea aforesaid being read and heard and by the Justices here fully und^rstood and Dilligently examined it seemeth to the same Justices that the said Hugh Hartshorne hath fully satisfyed and payd the said John Peirce the Chirugion in his life time for the cures aforesaid in the Declaracōn aforesaid mentioned according to the promise assumption and agreement of the said Hugh with the same John Peirce **Therefore** it is Considered that the said John Peirce Executo^r of the said John Peirce dec^d take Nothing by his writ aforesaid but be in mercy for his false claime thereon and that the said Hugh Hartshorne goe from thence without Day

James Walkden	} Comand was given to the sheriffe of Talbot
ag ^t	
Thomas Errington	} County that he take Thomas Errington late of
	} Talbot County if he should be found in his
	baliwick and him safe keepe soe that hee have

his body here the ffourth day of october in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni. 1681 To answere unto James Walkden in a plea of Trespasse of the case On w^{ch} said ffourth day of October in the yeare aforesaid Thomas Vaughan Sheriffe Of the County aforesaid made returne of the writ aforesaid that by vertue thereof hee had taken the said Thomas Errington whose body he had Ready at the time and place as by the said writ he was Comanded, and the said Thomas Errington by Robert Carville his Attorney Came then and prayed Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him, The same Day is given to the plantiffe also p. 476

Now here at this day to wit the sixteenth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1681 Came the said parties by their Attorneys aforesaid, and the said James Walkden by his said Attorney refuseth to make any farther prosecucōn against the said Thomas Errington in the plea aforesaid, Therefore It is Considered that the said James Walkden take nothing by his writ aforesaid but be in mercy for his false Claime thereupon, and that the said Thomas Errington goe thereof without Day, and that The said Thomas Errington Recover against the said James Walkden the sume of Eight hundred Fifty & five pounds of tobacco for his Costs and Charges by him about his Defence in this behalfe Laid out and expended, and the said Thomas Errington may have thereof Execucōn &c:

John Bearcroft	} Comand was given to the sheriffe of
ag ^t	
Jane Williams Adm ^x of	} s ^t Maryes County That Whereas at a
William Williams dec ^d	} Provinciaall Court held at the City of
	} S ^t Maryes before the Justices of the said
	Court the sixth day of June Anno Dominj

Liber W. C. 1679 in a suite depending betweene John Bearcroft plantiffe & Jane Williams Administratrix of the goods and Chattles of William Williams dec^d deft the said plt Recovered Judgment against the said Deft for Foure thousand Two hundred eighty six pounds of Tobacco debt and ffive hundred twenty eight pounds of Tobacco costs of suite, and for that Execution hath not thereupon issued It was therefore comanded the said Sheriffe that by good and Lawfull men of his baliwick he should make Knowne to the said Jane Williams that she should be and appeare before the Justices of the provinciall Court to be held here the Six & Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq; Dominj 1681 To shew cause (If any She have) Why Execucōn should not issue forth against her upon the said Judgment, On w^{ch} said six & Twentyeth day of Aprill aforesaid Majo^r William Boareman sheriffe of the County aforesaid made Returne of the writ aforesaid) that he hath made knowne unto The said Jane Williams before William Hatton & William Cannady as by the said writ he was Comanded

And the said Jane Williams Adm^x as aforesaid by Robert Ridgely her [Attorney] cometh and Defendeth the force and Injury when
 p. 477 &c and prayeth liberty to Imparle hereunto untill next provinciall Court and it is granted unto her the same day is given to the plantiffe Likewise

Now here at this day to wit the Nineteenth day of November in the yeare aforesaid Came the said John Bearcroft by his Attorney aforesaid and offered himself against the said Jane Williams Adm^x as aforesaid Upon the scire facias aforesaid, but the said Jane Came not but made Default. Therefore It is Considered that the said John Bearcroft Recover against the said Jane Williams Adm^x as aforesaid aswell the aforesaid sume of ffoure thousand Two hundred eighty six pounds of Tobacco debt & ffive hundred Twenty eight pounds of Tobacco costs of suite in the Scire facias aforesaid mentioned, as also the Sume of ffive hundred and forty pounds of Tobacco costs of Suite Sythence Layd out and Expended, and the said John Bearcroft may have thereof execution :

William Digges Esq ^r	} James Mills late of Baltemore County other-
ag ^t	
James Mills	} wise called James Mills was attached to
	} answe unto the Hono ^{ble} William Digges Esq ^r
	} one of the Justices of the said Court accord-
	} ing the Libertyes and p ^r viledges allowed &c of a plea that he Render
	} unto him the full and just quantity of Two thousand seaven hundred
	} fifty five pounds of Marchantable Tobacco and Caske w ^{ch} to him he
	} oweth and unjustly Detaineth

And Whereupon the said William Digges by Robert Ridgely his

Attorney sayth that Whereas the said James Mills the eighth day of May One thousand six hundred and Eighty at st Maryes Citty in the County of s^t Maryes in the Province aforesaid, did Borrow of the said William Digges the said full and Just Quantity of Two thousand seaven hundred ffifty five pounds of Marchantable Tobacco and Caske to be payd to the said William Digges when hee should be thereunto required Neverthelesse the said James Mills Although often thereunto required the said sume of Two thousand seaven hundred and ffifty five pounds of Tobacco to the said William hath not Rendred but hath hitherto denyed and doth still denye to Render the same unto him Whereupon the said William sayth he is Damnfied & hath Losse to the vallue of Five thousand pounds of Tobacco, and thereupon hee bringeth his suite

Liber W. C.

And the said James Mills by Robert Carvile his Attorney Cometh and defendeth the force and Injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plt. Likewise

Now here at this Day to wit the Eighteenth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni. 1681 Came the said parties by their Attorneys aforesaid, and the said William [Digges] by his said Attorney refuseth to make any further prosecucō against the said James Mills in the plea aforesaid Therefore It is Considered that the said W^m Digges take nothing by his writ aforesaid but be in mercy for his false Claime thereon and that the said James Mills goe thereof without day and that the said James Mills Recover against the said William Digges the sume of One thousand and seaventy three pounds of tobacco for his Costs and Charges by him about his Defence in this behalfe Laid out & expended and the said James Mills may have thereof Execucō

p. 478

Lewis Blangey	}	Francis Catterson late of S ^t Maryes County other wise called ffrancis Catterson of the Citty of S ^t Maryes in the Province of Maryland Inn- holder was Sumoned to answere unto Lewis Blangey of a plea that he Render unto him the sume of three Thou- sand pounds of Tobacco w ^{ch} to him he oweth and unjustly detaineth
ag ^t Francis Catterson		

And Whereupon the said Lewis by Robert Carvile his Attorney sayth that whereas the said Francis upon the fourteenth day of ffebruary in the yeare of our Lord 1680 by his Certaine bill or writeing obligatory sealed with the seale of him the said ffrancis and here in Court produced whose date is the day and yeare abovesaid did acknowledge himself to be holden and firmly bound to the said Lewis Blangey in the full & Just sume of Three thousand pounds of good sound Tobacco to be payd to the said Lewis upon Demand Convenient in the County of Kent in the Province aforesaid, Yet Notwithstand-

Liber W. C. 1679 in a suite depending betweene John Bearcroft plantiffe & Jane Williams Administratrix of the goods and Chattles of William Williams dec^d deft the said plt Recovered Judgment against the said Deft for Foure thousand Two hundred eighty six pounds of Tobacco debt and ffive hundred twenty eight pounds of Tobacco costs of suite, and for that Execution hath not thereupon issued It was therefore comanded the said Sheriffe that by good and Lawfull men of his baliwick he should make Knowne to the said Jane Williams that she should be and appeare before the Justices of the provinciall Court to be held here the Six & Twentyeth day of Aprill in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Dominj 1681 To shew cause (If any She have) Why Execucōn should not issue forth against her upon the said Judgment, On w^{ch} said six & Twentyeth day of Aprill aforesaid Majo^r William Boareman sheriffe of the County aforesaid made Returne of the writ aforesaid) that he hath made knowne unto The said Jane Williams before William Hatton & William Cannady as by the said writ he was Comanded

And the said Jane Williams Adm^x as aforesaid by Robert Ridgely her [Attorney] cometh and Defendeth the force and Injury when
 p. 477 &c and prayeth liberty to Imparle hereunto untill next provinciall Court and it is granted unto her the same day is given to the plantiffe Likewise

Now here at this day to wit the Nineteenth day of November in the yeare aforesaid Came the said John Bearcroft by his Attorney aforesaid and offered himself against the said Jane Williams Adm^x as aforesaid Upon the scire facias aforesaid, but the said Jane Came not but made Default. Therefore It is Considered that the said John Bearcroft Recover against the said Jane Williams Adm^x as aforesaid aswell the aforesaid sume of ffoure thousand Two hundred eighty six pounds of Tobacco debt & ffive hundred Twenty eight pounds of Tobacco costs of suite in the Scire facias aforesaid mentioned, as also the Sume of ffive hundred and forty pounds of Tobacco costs of Suite Sythence Layd out and Expended, and the said John Bearcroft may have thereof execution :

William Digges Esq ^r	}	James Mills late of Baltemore County other-
ag ^t		wise called James Mills was attached to
James Mills	}	answere unto the Hono ^{ble} William Digges Esq ^r
		one of the Justices of the said Court accord-

ing the Libertyes and p^rviledges allowed &c of a plea that he Render unto him the full and just quantity of Two thousand seven hundred ffifty five pounds of Marchantable Tobacco and Caske w^{ch} to him he oweth and unjustly Detaineth

And Whereupon the said William Digges by Robert Ridgely his

Attorney sayth that Whereas the said James Mills the eighth day of May One thousand six hundred and Eighty at st Maryes Citty in the County of s^t Maryes in the Province aforesaid, did Borrow of the said William Digges the said full and Just Quantity of Two thousand seaven hundred ffifty five pounds of Marchantable Tobacco and Caske to be payd to the said William Digges when hee should be thereunto required Neverthelesse the said James Mills Although often thereunto required the said sume of Two thousand seaven hundred and ffifty five pounds of Tobacco to the said William hath not Rendred but hath hitherto denyed and doth still denye to Render the same unto him Whereupon the said William sayth he is Damified & hath Losse to the vallue of Five thousand pounds of Tobacco, and thereupon hee bringeth his suite

And the said James Mills by Robert Carvile his Attorney Cometh and defendeth the force and Injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plt. Likewise

Now here at this Day to wit the Eighteenth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni. 1681 Came the said partyes by their Attorneys aforesaid, and the said William [Digges] by his said Attorney refuseth to make any further prosecucō against the said James Mills in the plea aforesaid Therefore It is Considered that the said W^m Digges take nothing by his writ aforesaid but be in mercy for his false Claime thereon and that the said James Mills goe thereof without day and that the said James Mills Recover against the said William Digges the sume of One thousand and seaventy three pounds of tobacco for his Costs and Charges by him about his Defence in this behalfe Laid out & expended and the said James Mills may have thereof Execucōn

Lewis Blangey
ag^t } Francis Catterson late of S^t Maryes County
Francis Catterson } other wise called ffrancis Catterson of the City
of S^t Maryes in the Province of Maryland Inn-
holder was Sumoned to answeare unto Lewis
Blangey of a plea that he Render unto him the sume of three Thou-
sand pounds of Tobacco w^{ch} to him he oweth and unjustly detaineth

And Whereupon the said Lewis by Robert Carvile his Attorney sayth that whereas the said Francis upon the fourteenth day of ffebruary in the yeare of our Lord 1680 by his Certaine bill or writeing obligatory sealed with the seale of him the said ffrancis and here in Court produced whose date is the day and yeare abovesaid did acknowledge himself to be holden and firmly bound to the said Lewis Blangey in the full & Just sume of Three thousand pounds of good sound Tobacco to be payd to the said Lewis upon Demand Convenient in the County of Kent in the Province aforesaid, Yet Notwithstand-

Liber W. C.

p. 478

Liber W. C. ing the said ffrancis the said sume of three thousand pounds of tobacco to him the said Lewis though often that is to say upon the first day of August in the yeare of our Lord 1681 att st Maryes aforesaid, thereunto requested, hath not payd or satisfyed, but the same to Pay and satisfy hath hitherto Denyed & still doth denye and refuse to pay the same to the Damage of the said Lewis five Thousand pounds of Tobacco And thereupon he bringeth his suite

And the said ffrancis Catterson by Kenelm Cheseldyn his Attorney Cometh and Defendeth the force & injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and It is granted unto him the same Day is given to the plantiffe Likewise

Now here at this day To wit the Eighteenth day of November in the sixth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c^a Anno Doni 1681 Came the said Lewis Blangey by his Attorney aforesaid and offered himself against the said ffrancis Catterson in the plea aforesaid, but the said ffrancis Catterson came not but made Default, **Therefore It** is Considered that the said Lewis Blangey Recover against the said Francis Catterson aswell the aforesaid Sume of Three thousand pounds of Tobacco debt as also the sume of six hundred and Tenn pounds of Tobacco for Costs of suite, And the said Deft in mercy &c^a

p. 479	Thomas Sprigg ag ^t Garret Vanswearingen	}	Garret Vanswearingen late of the City of St Maryes, Otherwise Called Garret Van- swearingen of the City of St Maryes was sumoned to answeare unto Thomas sprigg in a plea that he Render to him the sume of Two thousand one hun- dred & twelve pounds of Tobacco w ^{ch} to him he oweth and unjustly Detaineth
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And whereupon the said Thomas Sprigg by Kenelm Cheseldyne his Attorney sayth that whereas the said Garret Vanswearingen the Nine and Twentyeth day of Aprill in the yeare of our Lord 1681 Did by his Certaine writeing obligatory sealed with the seale of the said Garret here in Court produced whose date is the day and yeare above-said, acknowledg[e] himself Justly indebted unto the said Thomas Sprigg his heires Executo^{rs} Adm^{ts} or assignes in the full and Just Quantity of Two thousand One hundred & twelve pounds of good sound Marchantable Tobacco in Caske To be paid unto the said Thomas sprigg his heires Executo^{rs} Adm^{ts} or assignes att or upon the Tenth day of October next Ensueing the date of the said bill in Calvert County Convenient, To the w^{ch} payment the said Garret did binde himself his heires Executors and Adm^{ts} firmly by those presents Notwithstanding w^{ch} the said Garret the said sume of two thousand one hundred and Twelve pounds of Tobacco to him the said Thomas according to the Teno^r of the same bill or Writeing obligatory hath not paid Although often thereunto required but the

same to pay hath denyed & still doth denye, Whereupon the said Thomas sayth that he is Damnyfied and hath Losse to the Vallue of ffoure Thousand pounds of Tobacco and thereupon he bringeth his suite Liber W. C.

And the said Garret Vanswearingen by Robert Carvile his Attorney cometh & defendeth the force and Injury when &c and Prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same Day is given to the plt likewise

Now here at this Day to wit the Eighteenth day of November in the sixth yeare of the Dominion of the R^{tt} hono^{ble} Charles Lord Baltmore &c^a Annoq̃ Doni. 1681 Came the said parties by their Attorneys aforesaid, & the said Garret Vanswearingen by his said Attorney prayeth Judgment of the writ aforesaid w^{ch} bears Date the Third day of October 1681 & was Returnable the fourth day of the same Month, and it appeareth in and by the Declaracō of the said Thomas that the Two thousand one hundred and Twelve pounds of Tobacco in the said writ mentioned was not payable untill the Tenth day of the same Moneth of October, Soe that the Originall writ of the said Thomas was purchased before the said Thomas had any Cause of accōn against the said Gerrard and this he is ready to verify, Whereupon he prayes Judgment of the said writ and that the same may abate &c **Whereupon** the said plt refuseth to make any further prosecucōn against the said Deft in the plea aforesaid, **Therefore** Itt is Considered that the aforesaid writ of the aforesaid plt in forme aforesaid obtained be abated & that the said plt take nothing thereby but be in mercy for his false claime thereupon, and that the said Garret Vanswearingen goe thereof without day, and that the said Garret Vanswearingen Recover against the said Thomas Sprigg the Sume of seaven hundred thirty one pounds of tobacco for his Costs and Charges by him about his Defence in this behalfe Laid out & Expended & the said Garret may have thereof Execucōn

William Drope & Thomas Ellies	} John Barnes late of Dorchest ^r County Inn holder Otherwise Called John Barnes of the Citty of s ^t Maryes in the Province of	p. 480
ag ^t		
John Barnes		

Maryland was sumoned to answere unto William Drope and Thomas Ellies of London Marchants of a plea that he Render unto them the full sume and just Quantity of Three thousand Nine hundred and seaventeene pounds of good Sound Marchantable Tobacco & Caske w^{ch} to them he oweth & unjustly detaineth &c:

And whereupon the said William Drope and Thomas Ellies by George Parker their Attorney say That Whereas the said John Barnes Upon the foure and Twentyeth day of July Anno Doni. One thousand six hundred seaventy eight By his Certaine bill or writeing obligatory sealed with the seale of him the said John Barnes, and

Liber W. C.
p. 482

Att w^{ch} said next Provincial Court came the said parties by their Attorneys aforesaid and in the same Cause It was Ordered by the Consent of George Parker Attorney for the plt and Robert Ridgely Attorney for John Sallers that the said John Sallers should be admitted Deft, and that he forthwith appeare and Receive a Declaracōn and plead to it the general Issue, and at the Tryall to be thereupon had the said John Sallers shall appeare in his proper pson or by his Attorney, and shall confesse Lease Entry and Ejectm^t or that in default thereof Judgment shall be entred against the said deft John Gale the Casuall Ejector, but all further prosecution against him shall Cease untill the said John Sallers shall make default in any of the premisses, And It is further ordered by the Court by the Consent afores^d that the said John Sallers shall not take any advantage against the plt for not prosecuteing upon the Tryall Occasioned by such Default, but that the said John Sallers Shall pay to the plantiffe the Costs by this Court to be taxed in this Cawse, And It is further Ordered that the Lessor to the p^{lt} shall bee charged with the payment of the Costs to the Deft If any be adjudged to him **Now here** att this Day to wit the sixteenth day of November in the sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1681 came the said plt by his Attorney aforesaid and offered himself against the said Deft in the plea aforesaid but the said Deft Came not but made Default wherefore the said plt Remaineth against the said Deft thereof wholly undefended It is Considered by the Court here That the said John Shrigley Lessee of the said Richard Wells & Mary his wife Daughter and heire of the said Thomas Martin deceased in right of the said Mary Recover against the said John Sallers his Terme aforesaid yet to Come of and in the aforesaid Three hundred and ffifty Acres of land Called Hunts Mount wth all houses Edifices buildings, Gardens stables Orchards & all other the premisses with the appurtenances to the same belonging & also the sume of _____ pounds of Tobacco Costs of suite in this behalfe Laid out and expended, And hereupon the said plantiffe by his Attorney aforesaid prayeth the Lopps writ to the Sheriffe of Ann Arrundell County to be directed to Cause him to have his posession of his Term aforesaid yet to

come of and in the Lands and premisses aforesaid and it is granted Liber W. C.
unto him by the Court here

Maryland ss: To M^r Robert Ridgely one of the Attorneys be- p. 483
longing to his Lopps provinciall Court &c

Sr.

I pray you to appeare for me John Sallers of Ann Arundell County
in the province of Maryland gentl. att the next Provinciall Court
to be holden att the Citty of S^t Maryes upon the eighth day of
November Anno Doni 1681, at the suite of Richard Wells and Mary
his wife, and upon a Declaracon of Ejectment for three hundred
and fifty Acres of land called Hunts Mount Lyeing in Ann-Arundell
County aforesaid to be put in against me, at the suite of the said
Richard Wells and Mary his wife, I pray Confesse Judgment for
the same (p Non sum Informatus) or otherwise as you shall thinke
fitt soe that Judgment may be presently entred against mee thereupon,
and for soe Doeing this my hand & seale shall be yo^r sufficient War-
rant Dated the five & Twentyeth day of october Annoq Doni. 1681

John Sallers (seale^d)

Signed sealed & delivered

in the presence of

George Parker

November the 11th 1681

Proved in Open Court by the oath of George Parker

Nic: Painter Ct

Henry Stockett & James Stavely	} Comand was given to the Sher- iffe of Cecill County that Whereas at a provinciall Court held at the Citty of S ^t Maryes the thirteenth day of Aprill Annoq Doni 1678 in a Cawse then and there depending
Adm ^{rs} of Thomas Salmon	
ag ^t	
John Willis Ex ^r of William Salisbury	

betweene Henry Stockett and James Stavely Adm^{rs} of Thomas
Salmon decd p^{ts} & Ralph Hutchinson deft The said p^{ts} moved the
Court (the Deft being a fforeigner) for speciall bayle w^h was
accordingly granted by the said Court Whereupon then Came into
open Court the said Ralph Hutchinson wth William Salisbury of
Cecill County his surety who did undertake for the said Ralph in
the sume of Six thousand pounds of Tobacco to be leavyed on his
Lands and Tenements goods and Chattles to the use of the plan-
tiffes Uon this Condicon that if the said Plt should obtaine a Judg-
ment in an accōn of debt depending in the said Court against the
said Ralph Hutchinson that then the said Ralph should pay the
Condempnacōn thereupon or Deliver himself to the prisson of the
Sheriffe of s^t Maryes County or that hee the said William Salisbury
would doe it for him, & Whereas att a Provinciall Court held att the

Liber W. C. City of s^t Maryes Afterwards to wit the fifteenth day of June 1678 aforesaid before the Justices there the said plts Recovered Judgment against the said Deft in the Accōn aforesaid for the Sume of Three thousand Two hundred eighty five pounds of Tobacco debt and ffive hundred thirty six pounds of tobacco for costs of suite, and for that Execucōn hath not thereupon issued Itt was therefore comanded the Said sheriffe that by good and Lawfull men of his Baliwick he should make Knowne unto John Willis Ex^r of the Last will and

p. 484 Testament of the said William Salisbury that he be and appeare before the Justices of the Provinciaall Court to be held at the City of S^t Maryes the fourth day of October in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c^a Annoq^d Dominj 1681 To shew cause (If any hee have) why Execucōn Should not issue forth against the goods and Chattles of the said William Salisbury in his hands remaining upon the aforesaid Judgment

On w^{ch} said ffourth day of October aforesaid Edward English Sheriffe of Cecill County aforesaid made returne of the writ aforesaid that in the p^sence of George Higgombotham and Richard Adams of the same County hee did make knowne unto the said John Willis to be and appeare here as by the Said writ he was Comanded, and the said John Willis his Attorney Cometh and Defendeth the force and injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same Day is given to the plantiffes Likewise

Now here att this day to wit the sixteenth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^d Doni 1681 Came the said plantiffes by their Attorney aforesaid and offered themselves against the said Deft upon the scire facias aforesaid, but the said Deft came not but made default Whereupon the said plts Remaine against the said Deft thereof wholly undefended Therefore It is Considered that the s^d Henry Stockett and James Stavely Adm^r as aforesaid Recover against the Goods and Chattles Lands and Tenements of the said William Salisbury in the hands of the said John Willis Adm^r as aforesaid aswell the aforesaid sume of Three thousand Two hundred and Eighty five pounds of Tobacco debt and five hundred thirty six pounds of Tobacco Costs of suite in the Scire facias aforesaid Mentioned as also the sume of ffive hundred Seaventy and one pounds of Tobacco for Costs of suite sythence Laid out and expended and the said Henry Stockett and James Stavely may have thereof Execucōn

Edmond Cantwell	}	Joseph Spernon and William Sinclair late of
against		Cecill County was moved to answer unto
Joseph spernon & W ^m		Edmond Cantwell Adm ^r of the goods and
Sinclare.		Chattles of John English dec ^d wherefore they
		tooke Two Cowes Two Heifers & Two Year-

lings and one Mare being the prop Chattles of the said John English, Liber W. C. and them unjustly Detained against suretyes and pledges &c^a

And Whereupon the said Edmond by Kenelm Cheseldyn his Attorney complaineth that the said Joseph spernon and William sinclare the fifteenth day of November in ye yeare of our Lord 1680 at the plantacōn of him the said John English in Cecill County tooke the said two Cowes Two Heifers Two yearlings & one Mare & them unjustly detained against Suretyes & pledges &c. Whereupon the said Edmond sayth he is the worse & hath damage to the vallue of Tenn thousand pounds of Tobacco, and thereupon he bringeth his suite And the said Joseph Spernon and William Sinclare by Robert Ridgely their Attorney come and defend the force and Injury when p. 485 &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto them the same Day is given to the plt Likewise

Now here at this Day to wit the Nineteenth day of November in the Sixth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq; Doni 1681 Came the said partyes by their Attorneys afores^d and the said Joseph Spernon and W^m Sinclare by their said Attorney Say, as to the takeing and detaining the Two Cowes Two heifers Two yearlings and one Mare in the writ and Declaracōn aforesaid mentioned The said Joseph and William pray Judgment of the writ aforesaid because they say that the same is a writ of replevin, and noe writ of replevin can by law lye for any other matter or thing then what was first Distreyned and Impounded, & the said Cowes Heifers yearlings and Mare were never distreyned or Impownded, and this they are ready to averre & therefore Demands Judgment of that writ Whereupon the said plantiffe refuseth to make any farther psecucōn against the said defts in the plea aforesaid Therefore Itt is Considered by the Court here that the said plantiffe take nothing by his writ aforesaid but be in mercy for his false Claime thereon, and that the said Defendants may goe thereof without day, and that the said Joseph Spernon and William Sincklar Recover against the said Edmond Cantwell Adm^r as aforesaid the sume of Nine hundred and thirty pounds of Tobacco for their costs and charges by them about their defence in this behalfe Layd out and expended

November the 17th 1681

Allowed to John Darnall Justinian Gerrard, James Greene and Vincent Mansfeild for their comeing going and attendance foure Courts and every Court five dayes being Twenty dayes apeice, To Tesfy for Richard ffenwick against Gerrard Slye, w^{ch} att Thirty pounds of tobacco p day amounts to for each of them the sume of six hundred pounds of Tobacco :

Novemb^r y^e 19th 1681

Allowed to Darby Dunavan & James Ellis for comeing goeing and

Liber W. C. attendance to Testify for Edmond Dermot against phillip Lynes Viz :
To the said Darby Dunavan for Nineteen dayes at thirty pounds of
Tobacco p day ffive hundred and seaventy pounds of tobacco, And
to the said James Ellis for Seaventeene dayes att thirty pounds of
tobacco p day ffive hundred and Tenn pounds of Tobacco :

Novemb^r 11th 1681

Allowed to Collon^{ll} William Colebourne of Somerset County for
comeing goeing and Attendance to testify for Edward Watkins
against William Hill and John Phillips seaven Dayes att Thirty
pounds of Tobacco p day is Two hundred and Tenn pounds of
Tobacco :

p. 486

Henry Noble Servant to M^r Kenelm Cheseldyn aged Twenty five
yeares or thereabouts being Sworne sayth

That he never heard Richard Crane of S^t Maryes County or any
other pson say or report that in case Cap^t ffendall or Cap^t Coode
should doe otherwise. then well upon their tryall, That there was
a Gunn to be fyred off at the Plantacōn of the said Kenelm, and
that thereupon ffive hundred men were to come over out of Virginia
into this Province, and that he this Depon^t never told the said Crane
any Such words or Reporte, and ffurther sayth not

Jurat. Coram me Novemb^r ye 19th 1681 **Philip Calvert.**

November y^e 11th 1681

Coff Henry Jowles Sheriffe of Calvert County Delivered into
Court this acco^t fo^{ll} :

Peter Hardfetcher and ffrancis his wife Prisson^{rs} D^r to me

	fi Tob.
To 18 dayes Imprissonment.....	720
To my Charges in bringing them to y ^e prov ^{ll} Court & }	...
keeping them there foure dayes.....	300

Henry Jowles: In all..... 1020
w^{ch} acco^t being read and heard It is ordered that the same be payd
according to act of Assembly in that case made and provided.

November y^e 19th 1681

Allowed to sam^{ll} Dobson for comeing goeing and attendance to
testify for Gerrard Slye at the suite of William Thomas, ffor four-
teene dayes wch at thirty Pounds of tobacco p day amounts to ffoure
hundred and, Twenty pounds of Tobacco :

Eod. Die.

Allowed to M^r Clement Hill for comeing and goeing and attend-

ance to Testify for Gerrard slye at suite of William Thomas Eighteen dayes at Thirty pounds of Tobacco p day is, ffive hundred and forty pounds of Tobacco :

Novemb^r y^e 18th 1681

Allowed to John addison for comeing goeing and Attendance to Testify for Michael Miller against Clement Hill Twelve dayes at thirty pounds of Tobacco p day Three hundred and sixty pounds of Tobacco :

Eod Die :

Allowed to Gourney Crowe of Dorchest^r for comeing goeing and attendance to testify for Thomas Bowman against Stephen Gary, in all twenty three dayes at thirty Pounds of Tobacco p day seven hundred and Ninety pounds of Tobacco :

Eod die

William Hill of Dorchest^r County being sumoned to this Court to serve as a grand Jury man, & being arrested by the sher. of s^t Maryes County by vertue of a writ issued out of the said County Court at the suite of Thomas Hussey, The said William Hill is Discharged from any further attendance as a Grand Jury man this Court

Josias Lenham Adm ^r of John Desiardins decd ag ^t Thomas Tayler Esq ^r	}	Comand was given to the Sheriffe of Ann Arrundell County that Whereas at a Pro- vinciall Court held at the City of S ^t Maryes before the Justices of the same Court in a Cawse there Depending between Thomas Tayler Esq ^r plantiffe, and Josias Lenham and James Balderstone late of Kent County Adm ^{rs} of the goods and Chattles of John Desiardins dec ^d The said Defts obtained a Nonsuite against the said plt Wherein they recovered against the said plt the sume of Eight hundred forty foure pounds of Tobacco for their costs and charges by them about their Defence in that behalfe Layd out and expended, And for that Execucon hath not thereupon yet issued Itt was therefore comanded the said sheriffe that by good and Lawfull men of his baliwick he should make knowne to the said Thomas Taylor that he should be and appeare here the Eighth day of November in the seventh yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c ^a Annoq ^o Doni 1681 to shew cawse (If any he have) why execucon should not issue forth against him upon the said Judgment, On w ^{ch} said Eighth day of November in the yeare aforesaid Rob ^t ffrancklin gentl ^e Sheriffe of the County aforesaid made returne of the writ aforesaid, That by vertue thereof he hath made Knowne unto the said Thomas Taylor to be and appeare here as by the same writ he was comanded, Whereupon It is Ordered by the Court here that the said Cawse be struck of the Docquet	p. 487
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Liber W. C. Samuel Allen } **Comand** was Given to the sheriffe of Dorchester
 ag^t } County that he take Michael Bassey late of Dor-
 Michael Bassey } chester County if he shall be found in yo^r baliwick
 and him safe keepe soe that hee have his body here
 the Eighth day of November in the sixth yeare of the Dominion of
 the Right Hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1681
 To answer unto Samuel Allen of southampton in the Kingdome of
 England Marchant of a plea that he render unto him the full and
 Just sume of Twenty seaven Thousand three hundred Ninety and
 Two pounds of good sound Marchantable and every way well condi-
 cion'd Tobacco and Caske w^{ch} to him he oweth and unjustly doth
 detainee,

On w^{ch} said Eighth day of November aforesaid Stephen Gary sher-
 iffe of the County afores^d made returne of the writ aforesaid That
 by vertue thereof he hath taken the body of the said Michael Bassey
 whose body he hath ready as by the said writ he is Comanded, &
 thereupon the said Samuel Allen by Charles Boteler his Attorney
 moved the Court here for speciall bayle to the acc^{on} aforesaid w^{ch}
 being granted by the Court here and the said Michael Bassey not
 procureing speciall bayle, The said Michael Bassey is by the said
 Sheriffe of Dorchester County Turnd over in open Court to the
 sheriffe of St Maryes, And it is ordered by the Court here that the
 said sheriffe of s^t Maryes County doe Keepe the said Michael Bassey
 in safe Custody untill he shall put in speciall bayle to answer the
 acc^{on} of the aforesaid Samuel Allen and to abide Judgment thereupon

Abraham Reid }
 ag^t } In Ejectment November the 19th 1681
 George Thompson }

p. 488 Came Abraham Reid by Kenelm Cheseldyn his
 Attorney, and George Thompson by Robert Carvile his Attorney,
 and this Cawse Standing att Issue ready for tryall this present Court
 But because it appeareth to the Court here that the same is an action
 of Ejectment and that its comenced by the said Abraham as Lessee to
 Andrew Abington against Thomas Peele Casuall Ejecto^r, and the said
 George Thompson haveing named himself deft in Stead of the casuall
 Ejecto^r to Try the Title to a Tract of land called Netherbury Lyeing
 in S^t Maryes County Containing Two hundred Acres more or Lesse,
 Together also with one Messuage or Dwelling house with other out
 houses and one Orchard and other appurtenances to the said Tract
 of land belonging, and now in dispute between ye said Andrew
 Abington and George Thompson, and the Court findeing it abso-
 lutely necessary that the due Lines and bounds of the said parcell of
 land Now in question & also ye due Lines and bounds of Two
 other Tracts of land belonging to the said George Thompson called
 Skretons and Addition adjoining to the said Land now in Question

bee Surveyed and Layd out by some skilfull person according to the Originall Surveys thereof, and that faire Plotts and Certificates of all and every the said parcells of land be returned to the next Provincially Court soe that Justice may be done to both parties, Itt is by the Court therefore this day ordered that Randall Brandt gentl Deputy Surveyor bee and is hereby especially appointed Impowered and Comanded to lay out the aforesaid Three parcells of land according to the antient meetes & bounds thereof in the presence of the Sheriffe of st Maryes County aforesaid Who is hereby Comanded and Empowered to sumon and Impannell a Jury of Twelve good and Lawfull men of the Neighbourhood Who are to be by him the said sheriffe duely sworne and then to goe upon the said Three pcells of Land wth the said sheriffe and Surveyor & see the Same Laid out as aforesaid, & the said Randall Brandt is hereby comanded to runn the Lines of all the said parcells of land according to the original Survey thereof & to returne a Seaverall and Distinct Certificate and plott of each parcell of land to the next Provincially Court to be held at the City of St Maryes the Eight and Twentyeth day of ffebruary next attested as well und^r the hand and seale of the said surveyor as of the said Sheriffe and Juro^{rs} aforesaid That soe his Lopps Justices being fully informed of the Truth of the premisses may doe therein as to Justice shall appertaine

Walter Smith } In Ejecm^t November the 16th 1681
ag^t

W^m Groome } **Came** Walter smith by Charles Boteler his Attorney,
and W^m Groome sonn & heire of W^m Groome deceased, an Infant under the age of one and Twenty yeares (by Henry Jowles and Sybilla his wife his Guardians by this Court admitted) by George Parker their Attorney, and this Cause standing at issue Ready for Tryall this present Court, But because it appeareth to the Court here that the same is an action of Ejectment, and that it is comenced by the said Walter Smith as Lessee of Richard Smith and Elizabeth his wife and Christopher Baines and Ann his wife against Daniel Phillips Casual Ejector To try the Title to one Messuage and one Thousand Acres of land called Brooke Ridge Lyeing on the south side of Petuxent River between Brooke Creeke and a Western branch of the Divideing Creeke called s^t Charles and being now in Dispute betweene the said Walter Smith and William Groome, The Court finding it absolutely necessary the better to Know wherein Trespasse and Ejectment afores^d is comitted That all that parcell of land Called Mount Calvert Containing One thousand Acres next adjoining to the aforesaid parcell of land called Brooke Ridge, be first Resurveyed and Layd out according to the true antient Meetes and bounds thereof by some skilfull pson and by a Jury to goe Upon the said Land, and that when the same is Soe Surveyed and Layd out That the same Surveyor and Juro^{rs} Doe resurvey & Lay out

Liber W. C. the aforesaid One Thousand Acres of land called Brookes Ridge according to the true Antient meetes and bounds thereof, and that faire plotts and Certificates of both the said parcells of land be returned to the next Provinciaall Court Soe that upon pusall and veiwing thereof and hearing of what can be Sayd on both sides the Court may doe therein what to Justice shall appertaine, Itt is therefore by the Court this day ordered that George Yate gentl Deputy Surveyo^r bee and is hereby Especially appointed Impowered & comanded ffirst to Resurvey and layout the aforesaid parcell of land called Mount Calvert, and then the aforesaid parcell of land Called Brooke Ridge according to the true antient Meetes and bounds of both the said parcells of land as is mentioned in the Pattents for the same, In the presence of John Craycroft gentl Coroner of Calvert County aforesaid, W^{ch} said Coroner is hereby Impowered and comanded to sumon & Impanell a Jury of Twelve good and Lawfull men of the Neighbourhood who are to be by him the said Coroner duely sworne and to goe upon the said Lands with the said surveyo^r to see the same layd out as aforesaid, and if occasion require) the sd Coroner is also Empowered and comanded to Sumon and Examine witnesses upon oath thereby to finde out the True bounds of the said Two parcells of land according to y^e Pattents for the same as aforesaid, and to returne a Certificate and faire Plott of both the said parcells of land to the next Provinciaall Court to be held at the City of s^t Maryes the Eight and Twentyeth day of ffebruary next attested aswell und^r the hand and scales of the said Surveyo^r as of the sher-iffe and Juro^{rs} aforesaid That soe his Lordships Justices being fully informed of the truth of the premisses may doe therein as to Justice shall appertaine

John Watkinson ag ^t	} In Ejectm ^t	November the 16th 1681
Thomas Collins	} Whereas by a former order made in this Cause bearing date the Eight and Twentyeth day of Aprill last past It appeareing to the Court then that this was an action of Ejectment comenced by the plt as Lessee of Peter Sawyer and Frances his wife one of the Daughters and Coheires of Henry Morgan deceased against Christopher Goodhand casuall Ejector and the said Thomas Collins haveing named himself deft instead of the Casuall Ejector to try the title to one messuage Containing one hundred and Thirty Acres of land called Marron Lyeing on the east side of Chesepeake bay on the north side of a River in the said bay Called s ^t Michaels River in the County of Talbot next adjoyning to the Land formerly taken up by Henry Morgan deceased called Morgans st Michaels and now in dispute betweene the said John Watkinson and Thomas Collins, and the Court then findeing it necessary that the said one hundred & thirty Acres of land called Marron should be Laid out according to the Knowne antient bounds	

p. 490

thereof by some skilfull person by ye directions of the Neighbourhood that were most Knowing thereof, and that after the said Surveyor^r wth the direccōns of the Neighbourhood had Runn out the Lines thereof he should returne a faire plott and Certificate to the then next Provinc^l Court, Soe that upon perusall and vei^w thereof and heareing what could be Said on either side the Court might doe therein what to Justice Should appertaine And accordingly the Court did then order that Richard Peacock gent^l deputy Surveyo^r of Talbot County should be especially appointed Empowered and comanded to lay out the aforesaid parcell of land in the presence of the sheriffe of the said County w^{ch} said sheriffe was thereby also Impowered and comanded to sumon and Impannell a Jury of Twelve good and Lawfull men of the Neighbourhood to goe upon the said Land & to sumon and Examine Witnesses upon oath that the Truth of the matter and the bounds of the said One hundred and thirty Acres of land may be fully Discovered, and the said Richard Peacock was thereby ordered to Runn the Lines according to the Pattent and the directions of the Jury and to returne a certificate of his proceedings herein and a faire plott of the Land in Question to the then next Provincia^l Court to be held at the City of s^t Maryes the fourth day of October then next Att w^{ch} said ffourth day of October aforesaid came the said parties by their Attorneys and the said Cause was continued to this present day Att w^{ch} day came also the parties aforesaid by their Attorneys aforesaid and the said Richard Peacock came also and Certified to this Court that on the fourteenth day of July last past he had Layd out and resurveyed part of the said Land Called Marron in the presence of the Sheriffe of Talbot County and of Twelve men Impannelled by him upon a Jury for that purpose, Beginning at a marked oake Neare the End of the south Line of a parcell of land called Morgans S^t Michaels, and Runing thence south and by East, One hundred and Sixty perches to a Creeke called Champes Creeke to Two marked Cedars, and Whereas in the pattent for the aforesaid Land of Marron It is Expressed Bounding on the South by a Line drawne East up the said Creeke Three hundred and Twenty perches, The Juro^{rs} aforesaid being not agreed upon the Runing out the said Line by reason of that word Up the said Creeke part of them being for Runing the said Line East and the rest for runing upp but not over the Creeke at Champes Creeke aforesaid they Ended the said resurvey It was thereupon prayed by the said plaintiffs Attorney that the said Comission of resurvey may be renewed and that the said Deputy Surveyo^r may be Ordered to Runn the same according to the Lines mencōned in the Pattent of the said Peter Sawyer in the presence of a Jury of the Neighbourhood, Whereupon It is Ordered this day that the said Richard Peacock bee and is hereby especially appointed Impowered and comanded to Lay out and resurvey the aforesaid parcell of land called Marron in the

Liber W. C.

p. 491

Liber W. C. presence of the Sheriffe of the said County, w^{ch} said sheriffe is hereby also Impowered and comanded to Sumon and Impannell a Jury of Twelve good and Lawfull men of the Neighbourhood to goe upon the said Land, and to sumon and Examine witnesses upon oath if occasion bee that the truth of the matter and the true bounds of the said One hundred and thirty Acres of land may be fully Discovered, and the said Richard Peacock is hereby Ordered to runn the Lines according to the Lines and Courtes mencōned in the Patent for the said Land called Maron & also the imaginary Lines and to Runn out the true Lines of the said Creeke called Champes Creeke, and to returne a Certificate of his Proceedings herein and a faire plott of the land in Question and the Creeke aforesaid to the next Provinciall Court to be held att the City of S^t Maryes the Eight and Twentieth Day of ffebruary next attested aswell under the hand and Seale of the said surveyo^r as of the sheriffe and Juro^{rs} aforesaid That Soe his Lopps Justices being fully informed of the truth of the premisses may doe therein as to Justice Shall appertaine,

Ralph Shaw	} in Ejectm ^t	November the 19 th 1681
ag ^t		
Philip Lynes		

Came Ralph Shawe by Thomas Burford his Attorney and Philip Lynes by Robert Carvile his Attorney, Itt is alleadged that the plt as Lessee of Michael Ashford and Rachell his wife comenced their accōn of Ejectment against the Defend^t as Casuall Ejecto^r and the said Philip Lynes haveing named himself defendant to Defend his Tytle to a parcell of land lately by him the Lynes purchased of and from one George Gooderick being part of a greater Tract of land granted to the said George Gooderick containing six hundred Acres of land Lyeing next adjoyning to a parcell of land belonging to the said Michael Ashford and Rachell his wife in Right of the said Rachell, and the said Ashfords Land being said to be bounded on the Line of the said George Goodericks land (that is to say) where the old bounds of the said George Goodericks land ends, there the Land of the said Michael Ashfords is to beginn, And the Difference in question being about the true antient bounds of the said Goodericks land and it being insisted on by the Attorney for the said Lynes that according to the old Survey made by M^r Clarke the then Surveyo^r generall and the Quantity or Number of perches mentioned in the Patent the Same would not reach to the old bounds of the said Goodericks land, but there is upon a Resurvey thereof a surplussage of land within the said old bounds of the said Goodericks land, and in w^{ch} Surplussage then unknowne to the said Gooderick on Lands they had cleered Tilled and made a Plantacōn, and Lynes since had obtained his Lopp^s Speciall warrant of resurvey to take up the said surplusage, But the said Originall bound trees being fallen the said Michael Ashford would Notwithstanding beginn the bounds

of his Land at the end of the number of perches mentioned in the pattend of the said Gooderick, and by that meanes would take in all the said Surplusage and soe consequently the said Lynes Plantacōn, Soe to finde out the said antient bounds of the said Goodericks land is the dispute in Question And the Court findeing it necessary that the said six hundred Acres of Land of Goodericks should be Layd out according to the Knowne antient bounds thereof by Some skilfull person according to the advice and Direction of a Jury of the Neighbourhood and according to the Testimony of the witnesses that are best Knowing thereof This Court doth order that Randall Brandt gentl Deputy Surveyo^r of Charles County bee and is hereby Especially Impowered appointed and comanded to Layout and Resurvey the aforesaid parcell of land of the said George Goodericks containing six hundred Acres more or lesse part whereof was sold to the said Philip Lynes, In the p^sence of the sheriffe of the said County w^{ch} said sheriffe is hereby Impowered and comanded to sumon and Impannell a Jury of Twelve good and Lawfull men of the Neighbourhood to the said Land not being of affinity or consanguinity to any of the said partyes or any way concerned about the Title to the said Lands or any part thereof, to goe upon the said Land, and to sumon and Examine Witnesses Upon oath that the true antient bounds of the said George Goodericks Land may the better be found out and discovered according as they were first marked surveyed and Laid out for the said George Gooderick by the said Robert Clarke, and to see where the Line of the said Michael Ashford did or doth beginn, And the said Randall Brandt is hereby Ordered to Runn the Lines according to the Lines and Courses of the Pattend and according to the Imaginary Lines and according to the direccōn of the Jury aforesaid, and the oathes of the Evidences soe as the Truth of the matter touching the said Originall bounds of the said Goodericks land may be y^e better found out and Discovered, and to returne a Certificate of his proceedings herein and a faire plott of the Land in Question aswell Touching the said Land according to the Lines of the Pattend as of the survey taken by direction of the Jury and Witnesses aforesaid in Case they happen to Differ to the next Provinciall Court to be held at the City of st Maryes the Eight and Twentyeth day of ffebruary next und^r his hand and seale and und^r the hand and seale of the Sheriffe and Surveyo^r aforesaid Upon returne of w^{ch} Certificate and Plott aforesaid the Deft is to putt in his Plea as hee shall be advised, That soe his Lopps Justices being thereby and by all other Lawfull wayes and meanes whatsoever informed of the truth of the p^rmisses may doe therein as to Justice shall appertaine

p. 493

Edward Watkines	} This Cause is agreed
ag ^t	
William Hill	

- Liber W. C. Henry Mitchell } This cause being upon an Appeale from Dorchester
 ag^t } County Court is continued untill next Provinciall
 Walter Davis } Court
 Thomas Swaney }
 ag^t } This Cause is continued untill next Provinc^l Court
 Hugh ffrench }
 Gerrard Slye }
 ag^t } The Deft by Robert Carvile his Attorney appeares &
 James Mills } imparles until next Provinciall Court
 Mareen Duvall }
 ag^t } Ordered in this Cawse that the same cawse Doe
 Thomas Bowdle } pemptorily come to Tryall the next Provⁿ Court
 David Jones & ux }
 ag^t } This Cawse being upon a writ of Erro^r from
 Robert Benjor } Baltimore County Court is continued untill next
 John Abington } Court
 ag^t } This cause being upon appeale from Calvert
 Thomas Truman } County Court is continued untill next Provinc^l
 Joseph Eaton } Court
 ag^t } This accōn abates the Deft being Dead.
 Benjamin Rozer }
 John Darnall }
 ag^t } This Cause being upon a Scire facias the
 Simon Wilmer Attorney } Deft by Thomas Burford his Attorney
 & Agent of Cap^t Richard } appeares and Imparles untill next Court
 Perry }
 p. 494 Clement Hill } Major William Boareman Sheriffe of s^t Maryes
 ag^t } County havinge formerly returned a Cepi in this
 Thomas Wynne } Cawse delivered up in open Court to the plantiffes
 Attorney the Defts bayle bond
 W^m Digges Esq^r Adm^r of }
 Edward Oystin }
 ag^t } The Defts by Rob^t Ridgely their At-
 W^m Dixon & ux W^m Sharpe and } torney appeare and Imparle untill
 Thomas Taylor Executo^{rs} of } next Provinciall Court
 Winlock Christenson dec^d }
 William Digges Esq^r }
 ag^t } This accōn is Dismissed by the Court
 James Mills }
 John Maning }
 ag^t } Upon motion made unto this Court by Robert Car-
 William Harris } vile Attorney for the Deft (who hath filed his bill
 of Complaint against the plt for an injunction in
 this Cause) It is Ordered that this Cawse be stayed
 by Injunction untill the plantiffe shall put in his answere to the
 Defendants bill of Complaint.

Edward Pindar ag ^t	} This Cawse being upon a Scire facias is continued untill next Provinciaall Court	Liber W. C.
Benjamin Lawrence		

Robert Carville ag ^t	} Unlesse the Deft appeare next Court the Sheriffe of s ^t Maryes County amerced
Ignatious Warren	

Henry Brent & Ann his wife Ex ^x of Baker Brooke Esq ^r late surveyo ^r of the Province of Maryland decd ag ^t	} Comand was given to the Sheriffe of st Maryes County that he take John Manley Otherwise called John Manley of S ^t Maryes County gentl If he should be found in his Baliwick and him Safe Keepe soe that he have his body before the Justices of the Provinciall Court to be held at the City of st Maryes the Eight day of November in the Sixth year of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c Annoq ^o Doni. 1681 To answeare unto Henry Brent & Ann his wife Ex ^{ix} of the Last Will and Testament of Baker Brooke Esq ^r late Surveyo ^r Generall of the Province of Maryland decd Of a plea that hee Render unto them the sume of One hundred thousand pounds of Tobacco w ^{ch} to them hee oweth and unjustly Detaineth, On wch said Eighth day of November aforesaid Major ^r William Boareman sheriffe of st Maryes County aforesaid made returne of the writ aforesaid that the said John Manley is not to be found within his Baliwick Whereupon the said Henry Brent & Ann his wife by Robert Carville their Attorney pray An attachment against the goods, Chattles & Debts of the said John Manley According to an Act of Assembly in that Case made and provided, and It is granted unto them by the Court here
John Manley Gentl:	

Charles Lord Baltemore &c Annoq^o Doni. 1681 To answeare unto Henry Brent & Ann his wife Ex^{ix} of the Last Will and Testament of Baker Brooke Esq^r late Surveyo^r Generall of the Province of Maryland decd Of a plea that hee Render unto them the sume of One hundred thousand pounds of Tobacco w^{ch} to them hee oweth and unjustly Detaineth, On wch said Eighth day of November aforesaid Major^r William Boareman sheriffe of st Maryes County aforesaid made returne of the writ aforesaid that the said John Manley is not to be found within his Baliwick **Whereupon** the said Henry Brent & Ann his wife by Robert Carville their Attorney pray An attachment against the goods, Chattles & Debts of the said John Manley According to an Act of Assembly in that Case made and provided, and It is granted unto them by the Court here

Thomas Smithson ag ^t	} Comand was given to the sheriffe of Somersett County that he attach any the goods or Chattles of Richard Covell if they should be found in his baliwick to the Vallue of Six Thousand Six hundred pounds of Tobacco, and when he hath the same soe attached or any part thereof the same in his Custody to Keepe untill the said Richard Covell should by himself or his Attorney appeare here the Eighth day of November in the sixth year of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c ^a Annoq ^o Doni. 1681 To answeare unto Thomas Smithson in a plea of Trespasse of the Case, On w ^{ch} said Eighth day of November aforesaid John White gentl Sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof he hath attached in the hands of Randall Revell of the same County the sume of Three Thousand pounds of Tobacco a Certaine debt Recovered by the said Richard Covell against the said Randall Revell in the Provinciaall Court the ffifteenth day of October 1679 and One thousand forty Eight pounds of Tobacco for Costs of suite In all ffoure thousand forty eight pounds	p. 494[a]
Richard Covell		

That by vertue thereof he hath attached in the hands of Randall Revell of the same County the sume of Three Thousand pounds of Tobacco a Certaine debt Recovered by the said Richard Covell against the said Randall Revell in the Provinciaall Court the ffifteenth day of October 1679 and One thousand forty Eight pounds of Tobacco for Costs of suite In all ffoure thousand forty eight pounds

Liber W. C. of Tobacco, As by the said writ he was Comanded, Whereupon Came the said Thomas smithson by Robert Carvile his Attorney and prayed that the aforesaid sume of ffoure thousand forty eight pounds of Tobacco attached in the hands of the said Randall Revell as aforesaid may be Condemned unto him the said Thomas Smithson according to an Act of Assembly in that case made and Provided Itt is therefore Ordered by the Court here that a scire facias issue out of this Court to be to the sheriffe of somerset County aforesaid Directed Comanding him that by good and Lawfull men of his baliwick he make Knowne unto the said Randall Revell that he be and appeare here the Eight and Twentyeth day of ffebruary next To shew Cawse (if any he have) Why the aforesaid sume of ffoure thousand forty and Eight pounds of Tobacco attached in his hands as aforesaid should not be by him the said Randall Satisfyed and payed unto the said Thomas Smithson, And that then the said Thomas smithson give good and Sufficient Security to this Court according to an Act of Assembly in that Case made and Provided, Before this Court will Condemne the said sume of foure Thousand forty and Eight pounds of Tobacco attached as aforesaid:

Novemb^r y^e 18th 1681

Allowed to William Morgan of Cecill County for the comeing goeing and attendance of himself and Susanna his wife to Testify the truth of their Knowledges for Joseph Spernon at the suite of John Rousby. Seaventeen dayes each att thirty pounds of Tobacco p day in all the sume of One thousand and Twenty pounds of Tobacco:

Eod Die

Allowed to John Lawrence of Dorchester County for Comeing goeing and attendance to Testify for Stephen Gary ats Thomas Bowman in all fifteen dayes at thirty pounds of Tobacco p day four hundred and ffifty pounds of Tobacco:

Eod Die

Allowed to John Brooke of Dorchester County for Comeing goeing and attendance to Testify for Thomas Bowman ag^t Stephen Gary in all Twenty three dayes at thirty pounds of Tobacco p day six hundred and Ninety pounds of Tobacco:

Eod Die

Allowed to Evan Carew of Cecill County for comeing goeing and attendance to Testify for Joseph spernon at the suite of John Rousby In all thirty one dayes att thirty pounds of Tobacco p day Nine hundred and thirty pounds of Tobacco

son Touching the Vacateing his Pattent for a parcell of land Called Liber W. C.
 Richardsons folly, And this shall be yo^r Warrant Dated the Twenty
 seaventh of ffebruary Anno Doni 1681
 To Robert Carvile one of the Attorneys C: Baltimore.
 of the Prov^{all} Court

Att a Provinciall Court held att the City of S^t Maryes the Eight
 and Twentyeth day of February in the Seaventh yeare of y^e Do-
 minion of the Right Hono^{bl} Charles Lord Baltimore &^{ca} Annoq
 Doni 1681, and there continued untill the seaventh day of March
 then next Ensueing, On w^{ch} said Eight and Twentyeth Day of ffebru-
 ary were present

The Hono^{ble}	{	Philip Calvert Esq ^r Chancello ^r
		W ^m Calvert Esq ^r Princip ^l Secretary
		W ^m Stevens Esq ^r
		W ^m Digges Esq ^r

Nicho: Painter C^{lke}

March y^e 1st 1681

Then was. W^m Cocks sworne Clerke of the Provinciall Court

Eod. Die:

Nicholas Painter was Admitted and sworne an Attorney of the
 Provinciall Court

To the Right Hono^{ble} Charles Absolute Lord and Prop^{ry} of the
 Provinces of Maryland and Avalon Lord Baron of Balte-
 more &^{ca}

Humbly Sheweth The humble Peticōn of Anthony Underwood

That Yo^r Peticōner in England for seaverall yeares served as
 Clerke to Edw^d Dobson of Grayes-Inne Esq^r Councello^r att Law,
 and likewise since his arrivall into Yo^r Lo^{pps} Province hath served
 M^r Robert Ridgely late one of the Attorneys of yo^r Lopps Prov^{all}
 Court, Whereby and by his former studdy Yo^r Peticoner hath
 gained Experience in manageing the Affaires belonging to such
 Office as most of ye Attorneys of the said Court are ready to affirme
 If yo^r Lopp please to call them thereunto

May it please yo^r Lopp to admitt yo^r Peticon^r to be sworne an
 Attorney of the said Court

And yo^r Peticon^r as in Duty bound shall pray &^{ca}

Underneath the aforegoing Peticōn was thus written, Viz

March y^e 1st 1681.

Lett Underwood be sworne an Attorney of y^e Prov^{all} Court If yo^u
 thinke him Capable thereof **C: Baltimore**

To the Chancello^r & Justices of the
 Prov^l Court in Court sitting

On w^{ch} said first day of March aforesaid the said Anthony Under-
 wood was admitted & sworne an Attorney of this Court

Liber W. C. Afterwards to wit the second Day of March 1681 aforesaid the Court pceiving that it will be a disarragement to y^e rest of the Attorneys of this Court that the said Anthony Underwood should be admitted an Attorney here unlesse he can make it appeare that he is a ffreeman. **Whereupon** the said Anthony produced to y^e Court here this following Certificate

To the hono^{ble} The Chancello^r and the rest of ye hono^{ble} the Justices of y^e Prov^{all} Court These are humbly to certify yo^r Hono^r that Anthony Underwood is a Freeman, In Testimony whereof I have hereunto sett my hand this ffifth day of March 1681

Martha: Ridgely

<p>p. 496 Gerrard Slye ag^t Margarett Stagg Ad^x of Thomas Stagg.</p>	}	<p>Margarett stagg widdow Adm^{rx} of all and singuler the goods Chattles Rights and Credits w^{ch} were of Thomas Stagg decd was attached to answeere unto Gerrard Slye. Of a plea of Trespasse of the Case</p>
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And Whereupon the said Gerrard Slye by Robert Ridgely his Attorney Complaineth That whereas the said Gerrard Slye att the speciall instance and Request of the said Thomas Stagg in his life time (that is to say) betweene the five and twentieth day of March in the yeare of our Lord One thousand six hundred Seaventy eight & the fourth day of October then next following Did sell and Deliver unto the said Thomas Divers and Sundry goods and Commodities, & also did pay and disburse for the said Thomas to seaverall persons by the speciall Order & request of the said Thomas Divers & sundry sumes of Tobacco, w^{ch} said goods and Marchandizes Soe Sold and Delivered to the said Thomas in his life time & Tobacco payd by his order as aforesaid Amounteth to in the whole the sume of Eight Thousand Two hundred and Eight pounds of Tobacco, a perticuler Whereof is by the said Gerrard Slye here in Court produced, In consideration whereof the said Thomas Did assume upon himself and to the said Gerrard then and there faithfully promise that he the said Thomas him the said Gerrard the said sume of Eight thousand Two hundred and Eight pounds of Tobacco when thereunto required would well & truly Content and pay, And the said Gerrard in fact sayth That the said Thomas pursuant to his promise soe as aforesaid made, the sume of Five thousand five hundred ninety seaven pounds of Tobacco, part of the said Eight Thousand Two hundred and eight pounds of Tobacco the sixteenth day of Aprill then next ffollowing to the said Gerrard did pay, But as to Two Thousand six hundred and Eleaven pounds of Tobacco Residue of the said Eight thousand Two hundred and Eight pounds of Tobacco The said Thomas in his life time Nor the said Margarett since his death (to whome Administration of all and singuler the goods Chattles Rights and Credits w^{ch} were of the sd

Thomas in his life time since his Death hath beene Comitted) to him the said Gerrard hath not payd Although often thereunto required, But the same Two thousand six hundred & Eleaven pounds of Tobacco Residue as aforesaid to pay hath denyed and as Yet doth Denye To y^e damage of the said Gerrard ffive thousand pounds of Tobacco, and thereupon he bringeth his Suite

And the said Margaret Stagg by Robert Carville her Attorney cometh and defendeth the force & injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court. and it is granted unto him, the same Day is given to the plantiffe likewise

Afterwards to wit the Thirtyeth day of November in the ffifth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &^{ca} Annoq Doni. 1680: Came the said partyes by their Attorneys aforesaid. and the said Margaret Stagg by her said Attorney sayth That the said Thomas Stagg did not Assume or to the said Gerrard make such promise as the said Gerrard hath above Declared. and of this she putts herself upon the Country, and the plantiffe Likewise Itt was therefore comanded the sheriffe of s^t Maryes County that he Cawse to come here Twelve &c by whome &c^a and Who neither &^{ca} To recognize &^{ca} Because aswell &^{ca}

On w^{ch} said Thirtyeth day of November 1678 aforesaid Came the said partyes by their Attorneys aforesaid, and the Juro^{rs} Impannelled being called Likewise came (To wit) John Stanley John LaMare, Edward Ward. Giles Wilson, William Thomas, Thomas Adams. Gilbert Turberville John Hyland, Peter Ellis. Thomas Spinke, John Addison & Emanuel Ratliffe Who: being elected Tried and Sworne to say the truth in the premisses upon their oathes Doe say that the said Thomas Stagg in his life time did assume and to the said Gerrard slye make such promise as the said Gerrard above hath declared, and they Assesse y^e Damage of the said Gerrard Slye To Two Thousand three hundred ffifty foure pounds of Tobacco: W^{ch} Verdict of the Juro^{rs} aforesaid being Read and heard The said Margaret Stagg by her Attorney aforesaid Moved the Court here in arrest of Judgment, and prayed day untill next Provinciaall Court and it is granted unto her The same Day is given to y^e plantiffe Likewise

p. 497

And Now here at this day (to witt) the Sixth day of March in y^e seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &^{ca} Annoq Doni. 1681 Came the said partyes by their Attorneys aforesaid, and the said Margaret Stagg by her said Attorney sayth that Judgment upon the Verdict of the Juro^{rs} aforesaid Ought to be arrested for these reasons following Viz.

(1st) The said acco^t w^{ch} is the ground of the p^{ts} accoⁿ doth not Warrant the Declaration, and the same is altogether Vitious and uncertaine and noe Certaine Judgment can be given upon the same there being many things therein charged w^{ch} are not for goods sold

Liber W. C. Nor doe appeare for Tobacco paid by the Order and request Of the said Thomas Staggs for w^{ch} onely ye p^{lt} sues & Declares

(2^{dly})—In the second or third Article of the said acco^t on the D^r side Itt is sayd To seaven pounds five shillings Lent his wife in England att 1^d p pound One thousand seaven hundred & forty pounds of Tobacco, & To Cap^t Matthew Paine payd him for her Three hundred pounds of Tobacco In all Two thousand and ffory pounds of Tobacco, Itt is not sayd by Whome payd nor when payd, & to Declare for a sune and not to ascertaine when or by whome payd is sufficiently vitious and Erronious, and if the same were paid by the p^{lt} or his order he ought to have said soe and by whome, and if that payment referre to the date before it in y^e margent being y^e 16th of Aprill it contradicts the Article, ffor she was then the said Thomas's wife & in this Province, and If it were payd in England she was then M^{rs} Ogle, and It was long before y^e sixteenth of Aprill, and Soe the acco^t sworne to as to that pticuler falce Besides admitt the said P^{lt} or his Ord^r did pay for or sold the said Thomas Staggs wife Dum sola fuit money or goods and that an action Lay against the Husband & wife for the same, Yet he being Dead the plantiffe in Lawe Cannot charge the Adm^r of the said Thomas staggs for the Assumption of the said Thomas for a consideracōn past at the time of the Assumption wch is not bindeing Nor can that payment supposed to be made to her the said M^{rs} Ogle be by Intendment in Lawe wthin the Meaneing of y^e Assumption or purveiw of the said Declaration w^{ch} Counts for goods sold Thomas Staggs & Tobacco payd for him and by his speciall Order & request betweene the said ffive & twentyeth of March 1678 and the fourth of October following

(3^{dly}) The Acco^t charges to Thomas Wright undertaken to pay for him One thousand pounds of Tobacco But Does not say when Nor upon what Consideracōn, and the bare Alegacōn & charge that he did Assume to pay for the said Thomas Wright without a sufficient consideracōn to Oblige him to such promise is not bnding in Lawe against the party Assumeing, much Lesse his Adm^r, but the p^{lt} Ought to have said That Whereas the said Thomas Wright stood indebted to the p^{lt} 1000^{li} Tobacco The said Thomas Staggs in Consideracōn that the said plantiffe at the speciall instance and Request of him the said Thomas Staggs would give him ffarther day or forbear to sue him &^c did assume, & had the said Thomas Staggs been Security for the said Thomas Wright to the said P^{lt} & he or his Adm^r had been Legally sued for y^e same the Lawe would have given them by an accōn De plegijs acquietandis, but as they stand Now charged the said Margaret hath not apparent Remidy if the Lawe will charge her as Adm^{rx}

(4^{thly})—Hee sayes in the same acco^t To Henry Bell undertaken to pay for him Two hundred and sixty pounds of Tobacco, she

sayth as before in the precedent Article the same is not sufficient in Law to charge her : Liber W. C.

(5^{thly})—**Hee** saith to ditto Bell an Execucōn undertaken to pay for him Nine hundred sixty foure pounds of Tobacco, but to whome or upon what proces he was in Execucōn, att whose suite, upon What Judgment & in what Court obtained he doth not sett forth, But the pl^t ought to have said and laid in his Declaracōn, That the said Henry Bell being in y^e Custody of this Deft by vertue of such a Judgment Obtained in such a Court at y^e suite of &c^a In Consideracōn that he the said plt at the speciall instance and request of him the said Thomas stagg would Discharge the said Henry from the said Imprisonment Did Assume to pay &c^a, Or some such consideracōn Ought to have beene precisely sett forth without w^{ch} allegation and suggestion the Declaracōn. is Vitious uncertaine and Erronious, & the same she also sayth as before in the third Article and that she is not in Lawe Chargeable therewith being an Adm^{rx} as aforesaid p. 498

(6^{thly}) Hee sayes To the arrest of Richard Ocane ffifty five pounds of Tobacco w^{ch} is more then the Lawe allowes w^{ch} allowes but thirty five, & Neither doth he say when he was arrested, nor at whose suite Nor by what writt, Nor from what Court Nor what Cause or reason the said Thomas Staggs should be obleiged to pay the same, and Justly the Defts Ought to pay the ffees of their Arrests

(7^{thly}) The plt sayth in y^e said acco^t To Henry Bell you Assumed to pay me for ffees 275^{li} Tob: but doth not sett forth what those ffees were for how due or accrued Nor for what consideration the said Thomas made that Assumption

(8^{thly}) Hee sayes to ditto Assumed for serveing Execucōn 200^{li} Tob: but doth not say for how much the Execucōn was for that it may appeare due Whether the same were Legally due, Or at whose suite he was in Execution Nor out of what Court issued, Nor upon what Consideration the said Thomas made that Assumption as aforesaid

(9^{thly}) Hee sayes To ditto Assumed for Imprisonment 200^{li} Tob: But doth not sett forth at whose suite he was imprisoned Nor by what processe nor from what Court issued Nor upon what consideracōn the said Thomas made that Assumption Nor how long he was in Prisson that might appeare to the Court how the said Two hundred became due, In all wch cases he ought to have alleaged a sufficient Consideracōn as aforesaid And therefore the same is Vitious and Erronious as afores^d and the Deft not in Lawe chargeable therewith

(10^{thly})—He chargeth to John Manley for Clerkes ffees 242^{li} Tob: But doth not sett forth the particulars forwhat the said ffees were for that it might appeare whether these debts are due or not, and by Lawe of this Province None ought to be charged for any ffees by

Liber W. C. any Officer without first delivering a particuler acco^t thereof und^r the hand of such Officer Besides those fees (If due) are become a Debt by Record That is by Record of Act of Assembly & Execution may issue for ye Same, And the Law Sayes That an assumpsitt will not Lye for a Debt upon Specialty or Record More Especially in this Case where he may have present Remedy by Execution

(11^{thly}) Hee sayes To Thomas Bancroft on yo^r Noate five hundred and five pounds of Tobacco & to John Darnall on yo^r Noate 100^{li} Tob: he Ought to have produced those Notes and receipts upon the back of them or else it is not sufficient w^{ch} was not done. and in that particuler the jury found wthout Evidence w^{ch} is Vitious ffor without such Noates the said Thomas Could not be Charged

12^{thly}—To arrest of John Singleton 35, but sayes not at whose suite nor by what processe Nor from what Court Issued Nor upon what Consideracōn the said Thomas stagg Assumed the payment of it seing the Deft cannot be Discharged without paying their fees on any arrest wch is also vitious & Erronious

(13^{thly})—To Thomas Wright Assumed to pay for him 200^{li} Tob: to w^{ch} the Deft sayth as in the third reason before is Mentioned

(14th)—To the Leavy of three psons att 125. in Anno 1677—456^{ti} Tob: He Sayth that the same is also a debt Upon Record & hath Remedy by Execucōn wthout any action and Noe Assumption lyes for debt by Specialty or by Record, And farther that as to any action of trespassse of ye case for the same, as this accōn is the same is barred by the statute of Limitacōn

(15^{thly}) Hee Sayth to the Leavy of three psons 161 p pole is 493^{ti} Tob: w^{ch} she also saith being a Debt upon Record Noe Assumption Lyes for the same & soe as to that vitious and Erronious

(16^{thly}) Hee sayes To Sallary for receiveing 1450^{li} Tob: 145^{ti} Tob: & To sallary for receiving of 2056^{li} Tob: 256: Those Two Sumes are not within the compasse in the words of the Declaracōn

p. 499 nor Can be made soe by any intendment in Lawe as being Neither Goods sold or Tobacco payd by his ord^r for w^{ch} he Onely Declares, Besides He ought To have brought his Quantum meruit for the same and not to be his owne Carver therein, ffor though the usuall allowance to the sheriffe for Collecting publiq Due be Tenn p Cent. Yet private persons for Collecting their Debts Doe not allow soe much Nor ought he to have it without proofs of an agreement for soe much, w^{ch} was not done, and soe the Verdict without prooffe to warrant the same is vitious and Erronious

(Lastly.)—The Charges in the said acco^t are Distinct Causes of action, as, some for Marchants Goods Sold and Delivered some for Publick dues & officers fees, & Engagements for seaverall psons, & May admit of divers seaverall and Distinct pleas, and therefore the pft ought not to have Joyned the same in one accōn Marchants accompts with Officers fees &c. but must bring Seaverall Accōns

for the same, And is like the Case of an Assumpsit brought against an Executo^r for goods bought by his Testator & himself, w^{ch} cannot to be in One accōn And for that reason the same is also Vitious and Erronious

And therefore for the reasons aforesaid the said Deft prays that the said Judgment may be arrested, and that she the said Deft may have her Costs &^{ca}

Which Reasons aforesaid being Read and heard and by the Justices here fully understood & Dilligently Examined Itt seemeth to the same Justices here That the reasons aforesaid are insufficient in Lawe To arrest Judgment upon the Verdict of the Jury aforesaid, Therefore Itt is Considered by the Court here that the said Gerrard Slye Recover against the said Margaret Stagg Adm^{rx} as aforesaid aswell the sume of Two Thousand three hundred fifty foure pounds of Tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the sume of pounds of Tobacco for Costs of Suite, and the said Deft in mercy&^{ca}

Edward Lunn Who aswell & ^{ca}	} Anthony Demondadeire late of Baltimore County gentl was attached to
ag ^t	
Anthony Demondadeire	} answer unto Edward Lunn Who aswell for the Right Hono ^{ble} The Lord Prop ^{ry} &c as for himself in this behalfe followeth &c. in a plea of Trespasse upon ye case

And Whereupon the said Edward Lunn by George Parker his Attorney aswell for the Right Hono^{ble} the Lord Prop^{ry} as for himself Complayneth. That Whereas by a Certaine Act of Assembly made att a Generall Assembly begunn and held at the City of st Maryes the fifteenth Day of May in the first yeare of the Dominion of the Right Hono^{ble} Charles absolute Lord and Prop^{ry} of the Provinces of Maryland &^{ca} Annoq Doni. 1676 Itt was amongst other things Enacted by the Right Hono^{ble} the Lord Prop^{ry} by and with the advice and Consent of the upper & Lower houses of that present Generall Assembly That all psons Who shall Desire marriage have liberty to apply themselves Either to the Preist Minister pasto^r or Magestrate for the contracting thereof, And Itt was further Enacted by the authority aforesaid That all persons within the Province of Maryland intending marriage should make Publication thereof Either in the Church or Chappell or County Court or meeting house next Where they Dwell & that at such times as such Church Chappell or Meeting house be full and thereby Capable to take Cognizance thereof, And that it shall and may be lawfull Upon Certificate had from the Preist Minister Pastor or County Court where Such Publication shall have been made, of three weekes after the said Publicacōn ffor either Minister Pasto^r or Magestrate to Joyne in Marriage such persons as aforesaid, And if any p^rsume to Contract Marriage without such publicacōn made and Certificate

Liber W. C.
p. 500

thereof had as aforesaid, and without Perticuler Lycence from The Right hono^{ble} the Lord Prop^{ty} or his Lewetennant General or Cheife Governo^r for y^e time being Doe privately within the Limitts of this Province Contract Marriage, Every person soe Contracted or marryed shall be Lyeable to a ffyne of One Thousand pounds of Tobacco and every such Preist Minister Pastor or Majestrate Joyning in marriage any persons without such Publication or Lycence Or any wayes Infringeing the said Act shall be Lyable to a ffyne of five Thousand pounds of Tobacco, One halfe thereof to the Lord Prop^{ty} and the other halfe to the Informer To be Recovered by bill Plaint accōn of debt or informacōn in any Court of Record Wherein noe Essoyne proteccōn or wager of Law to be allowed, And it is ffurther Enacted by the authority aforesaid, That all such marriages as shall be made & Celebrated before some Preist Minister Pastor or Majestrate without five sufficient witnesses att the least according to the forme before mentioned shall be and are Cleerly declared Null and voyd, The said Edward Lunn in fact sayth That the said Anthony Demondadeir being one of his Lopps Justices of the Peace for the County of Baltemore, Not Ignorant of the premisses But the said Act Contemning. Did upon the Last day of January in the yeare of our Lord God 1678 Privately within the Limitts of the said Province of Maryland Joyne in Marriage One Christopher Randall and Johannah Norman Widdow wthout such publicacōn made or Certificate thereof had as aforesaid Or without perticuler Lycence from the Right Hono^{ble} The Lord Prop^{ty} or his Leivetenn^t Generall or Cheife Governo^r for the time being, Contrary to the said Act of Assembly Whereby an accōn is accrued to the said Edward Lunn to have and Demand of the said Anthony Demondadeir Two Thousand five hundred pounds of Tobacco being the One halfe of ffive Thousand pounds of Tobacco according to the said Act and thereupon he brings his suite

And the said Anthony Demondadeir by Robert Carvile his Attorney Especially admitted by the favo^r of this Court Cometh and Defendeth the force and injury when &c. & prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted him. the same Day is given to the plantiffe alsoe

Att w^{ch} said next Provinciaall Court came the said partyes by their Attorneys aforesaid & the said Anthony Demondader by his said Attorney Prayeth the hearing of the Information aforesaid and Itt is Read unto him, Which being read and by him understood the said Anthony Complayneth him by Collour of the premisses to be greivously molested and that unjustly, and that the said Edward Lunn Who aswell for himself as the Lord Prop^{ty} in this behalfe followeth by reason of the premisses in the Information aforesaid above specified the same Anthony Ought not to sue or Impeach, because he saith, That by one Act of Parliament begunn and held att Westminster the fourth day of ffebruary in the One & thirtyeth yeare of the Raigne

of the Late Queene Eliz^a and there Continued untill the Desolucōn thereof being the Nine and Twentyeth day of March Intituled an Act Concerning Informers Itt is amongst other things Enacted That all accōns Suites bills Indictments Or Informacōns w^{ch} after Twenty dayes after the end of the Sessions of that Parliament should be had brought sued or Exhibited for any forfeiture upon any statute Penall made or to be made whereby the forfeiture is or shall be Limited to the Queene her heires or Successo^{rs} onely, shal be had brought sued or Exhibited within Two yeares next after the Offence Comitted ag^t any such Act Penall and not after Two yeares And that all actions suites bill or Informations w^{ch} shall be after the said Twenty Dayes had brought sued or Comenced for any forfeiture upon any Penall statute made or to be made (Except the Statute of Tillage) the benifit and fruite whereof is or shall be by the said Statute Limited to the Queene her heires or success^{rs} and to any other person w^{ch} shall be psecuted in that behalfe shall be had brought Sued or Comenced by any person that may Lawfully Psue for the same as aforesaid within one yeare next after the Offence comitted or to be Comitted against the said Statute, And if any accōn suite Bill Indictment or Information for any Offence against any Penall statute made or to be made (Except the statute of Tillage) shall be brought after the time in that behalfe before Limited That then the same shall be voyd of none Effect, Any act or Statute to the Contrary Notwithstanding, And Whereas also by one other Act made in the One and Twentyeth yeare of the Raigne of Our late Sovereigne Lord King James of England &c^a Intituled an Act for Informations upon Penall Statutes, Informations Upon Penall statutes shall be prosecuted in the said County where the Offence was Comitted, Itt is amongst other things therein mentioned to be Enacted That all Informacons to be Exhibited & all Bills Counts Plaints & Declaracōns in any Action or suite to be Comenced against any person or persons Either by or on the behalfe of the King Or any other for or Concerning any Offence Comitted or to be Comitted against any penall statute The Offence shall be layd and Alleadged to have beene Comitted in the County where such Offence was in Truth Comitted & not Else where, And that noe Officer or Minister of any Court of Record shall receive fill or enter of Record any Informacōn plaint Count or Declaracōn Grounded upon the said Penall statutes or any of them, w^{ch} before by the said Act are appointed to be heard and Determined in their prop Countyes untill the Informer or Relator have first taken a Corporall Oath before some of the Judges of that Court that the Offence or Offences Laid in such information action suite or Plaint was or were Not comitted in any other County then where by the said informacōn Bill plaint Count or Declaration the same is or are supposed to have beene Comitted, & that he beleives in his Conscience the Offence was Comitted within a Yeare before the Information or suite within the said County where the

Liber W. C.

p. 501

Liber W. C. said Informacōn was comenced, the same Oath to be there Entred upon Record, As by the said Seaverall Acts Relacōn being thereunto had may more att Large appeare, The said Anthony sayth that the said Edward in and by his said Informacōn doth sett forth that the said Anthony upon the Last day of January in the yeare of our Lord 1678 Did privately within the Limits of the Province aforesaid, Joyne in Marriage one Christopher Randall and Johannah Norman widdow without publicacōn made or Certificate thereof had, or without perticuler Lycence had from The Right hono^{ble} the Lord Prop^{ty} or his Lewetenn^t Generall or Cheife Governo^r for the time being as by the said act of Assembly in the said Informacon Mentioned is Directed contrary to the said Act of Assembly, And Itt appeares that the Information of him the said Edward Lunn who aswell for himself as the Lord Prop^{ty} in this behalfe prosecuteth was filed the Eighteenth day of ffebruary in the yeare of our Lord 1679 w^{ch} is above one yeare after the said supposed breach of the said Act of Assembly, And that by Lawe noe processe upon any information Ought to Issue till such informacōn filed, soe that the said Edward Who as well for himself as the Lord Prop^{ty} followes is by the said Act of Parliament of the One & thirtyeth of Queene Elizabeth aforesaid Absolutely barred from his said accōn against the said Anthony, Nor hath the sd Edward in and by his said Informacōn Expressed or Declared in what County the said pretended breach of the said act of Assembly was by the said Anthony comitted as by Law he ought to have done & declared, The not doing whereof is directly contrary to ye sd Act of the 21th of King James before mentioned, Therefore y^e said Information is utterly voyd and Insufficient All w^{ch} the sd Anthony Demondadeir is ready to averre & prayes Judgment of the Court & that the Informacōn aforesaid may be Quashed

p. 502 And the said Edward Who aswell &c sayth that for anything above Alleadged by the said Anthony hee Ought not to be Debarred from haveing his said accōn against him because he sayth that the said Accōn of the said Edward above as aforesaid brought is not an Informacōn as the said Anthony above in his plea aforesaid vainly supposeth, But an accōn grounded on an Originall writt as by the Record thereof manifestly appeareth w^{ch} said action hath Relacōn to the date or test of the Originall writt of the said Edward who aswell &c^a And not to the filing of the said Declaracōn, And the said Edward further sayth that the said Originall writt of him the said Edward who aswell &c^a beareth date within the yeare after the said Last day of January 1678. on w^{ch} day the said Offence Committed by the said Anthony that is to say the sixteenth day of October 1679, and Soe within the said statute of the One and thirtieth yeare of the said Queene Elizabeth by the said Anthony above sett forth, And the said Edward who aswell &c further saith that as

to his the said Edwards bringing his said action in this hono^{ble} Court, & not in the County where the Offence was Comitted Itt is pursuant to the said act of Assembly above by the said Edward in his Declaracon sett forth, w^{ch} said Act of Assembly Expressly Order & Limitts the Recovery of the fyne aforesaid to be had in any Court of Record in this Province, and as to the said Edwards not Alleadgeing in what County the offence was comitted Hee hath setting forth the same pursued the very words of the said Act of Assembly above recited w^{ch} Expressly forbidds the said Offence to be comitted within the Limitts of this Province, w^{ch} Allegacon is sufficient in this hono^{ble} Court haveing Jurisdiction unlimited over y^e whole Province, And the said Edward who aswell &c further sayth that as to his the said Edwards who aswell &c takeing his Oath as above sett forth before the fileing of the Declaracōn The not takeing of such an Oath is noe part of the Record but onely a direction to the Clerke that noe informacōns be Received without an Oath, but noe barr to the sd Edwards action, As is in the Case adjudged in my Lord Crookes Reports in Easter the Ninth of King King Charles the first plt 32:49 Whereupon the said Edward who aswell &c because the said Anthony Doth not in his plea aforesaid Denye the matter in the said Edwards Declaracōn contained but admitteth the same to be true The said Edward Who aswell &c. Prayeth Judgment for the said Two Thousand five hundred pounds of Tobacco being the Moyety aforesaid of the aforesaid ffive Thousand pounds of Tobacco to be allowed him &c^a

Liber W. C.

And the said Anthony Demondadeir by his said Attorney saith that the Plea aforesaid of the said Edward Lunn in manner and forme above in his Replicacōn Pleaded and the matter in ye same Contained is not sufficient in Lawe to maintaine the action aforesaid of the said Edward brought against the said Anthony To w^{ch} the said Antho^y hath noe need nor by the Lawe of the Land is any way bound to answer Wherefore for want of a Sufficient Replication in this part the said Anthony as before prayes Judgment and that the said Edward from his action aforesaid against the said Anthony may be barred & forecluded &c.

And the said Edward who aswell &c^a whereby hee sufficient matter in Lawe for him the said Edward to have & maintaine his said action against the said Anthony in his Replicacōn above alleadged w^{ch} he is ready to verify, w^{ch} said matter the said Anthony doth not gainesay nor giveth any answer thereunto, but doth altogether refuse to admitt of that Justificacōn, The said Edward who aswell &c as before prayeth Judgment & his Damages by reason of the said p^rmisses to be Adjudged unto him &c.

And Now here att this Day to witt this Day (to wit) the seaventh day of March in y^e seaventh yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore absolute Lord and Prop^{ry} &c

Liber W. C. Annoq Doni 1681 Came aswell the said Edward Lunn Who aswell for the said Lord Prop^{ty} as for himself follweth &c. as the said Anthony Demondadeir by their Attorneys aforesaid, And hereupon the premisses aforesaid being seene Read heard and by the Justices here fully und^rstood, Itt Seemeth to the same Justices here that the plea aforesaid of the said Edward Lunn who aswell for the said Lord Prop^{ty} as for himself followeth in manner and forme above
 p. 503 pleaded, & the matter in the Same contained is not sufficient in Lawe to maintaine the action aforesaid of the said Edward who aswell &c against the said Anthony brought, Therefore It is Considered by the Court here that the said Edward Lunn who aswell for the said Lord Proprietary as for himself prosecuteth as aforesaid take nothing by his writt aforesaid but be in mercy for his false claime thereupon, and that the said Anthony Demondadeir may goe from thence without Day, and that the said Anthony Demondadeir Recover against the said Edward Lunn the Sume of One thousand thirty one pounds of Tobacco for his costs and charges by him about his Defence in this behalfe Layd out & Expended And the said Anthony may have thereof Execucōn

January the 31th 1678:

Whereas Christopher Randall and Johannah Norman being both of this County are intended marriage, And if there be any that Can shew a just Cawse why these two psons may not be Joyned in Matrimony Lett them here und^rwrite

Publist

Vera Copia p me Tho: Hedge Dep^{ty} C^lke p ord^r of.

Henry Johnson: C^lke

Test

James Phillips, John Hathway

W^m Osbourne

Maryland ss: Dated the Thirteenth day of Feb^{ry} Anno Doni 1678

These are to Certifie whome these presents may Concerne that the Banies of Matrimony Betweene Christopher Randall and Johannah Norman have been Duely published According to act of Assembly in that case Provided Therefore Itt is thought fitt the said partyes should be Joyned together in the holy state of Matrimony

Thomas Hedge:

Dep^{ty} C^lke by ord^r of.

Hen: Johnson C^lke

To all Majestrates Ministers & Preists
 in this Province

Susanna Uty	} upon an appeale	} Memorandum that a Provinciall
ag ^t		
John Nicholls	}	the fifth day of October in the yeare
		of our Lord 1680 before his Lo ^p s

Justices of the same Court Came susanna Uty of Baltimore County Liber W. C.
by Robert Carville her Attorney and Exhibited to the Court here a
Certaine Transcript of y^e Record of Baltimore County in a Cawse
there Depending between John Nicholls p^{ft} and the said susanna Uty
Deft of a plea of Trespasse of the Case The Teno^r of w^{ch} Record
followes in these words: Viz

Charles Absolute Lord and Prop^{ry} of the Provinces of Maryland
&c^a To the sheriffe of Baltimore County Greeting Wee Comand yo^u
to take susanna Uty If she shall be found in yo^r baliwick and her
safe Keepe soe that you have her body att a Court to be held for
Baltimore County the first Tuesday in ffebruary next Ensueing to
answere unto John Nicholls in a plea of Trespas in the Case. ffaile
not and have yo^u there this writt Dated January the 21th Anno
Doni 1679 & in the fifth year of our Dominion &c^a.

80

Russel p quer: Entred & signed p ord^r Tho: Hedge C^{lke}
Com. Balt.

John Dunston appeares for susanna Uty at the suite of John
Nickolls in a plea of Trespasse on the Case
Baltimore County

Susanna Uty was attached to answee unto John Nicholls of a
plea that she Render unto him the sume of Nine hundred pounds of
Tobacco wth him she oweth and unjustly detaineth

And Whereupon the said John by Thomas Russell his Attorney
Complaineth that the sd Susanna standeth Justly Indebted unto him
the said John in the Just Sume of Nine hundred pounds of Tobacco
wth Caske Although the said John the said sume of Nine hundred
pounds of tobacco hath often of the said Susanna Demanded. she
the said Susanna hath altogether Refused to pay & doth Denye
Whereupon the sd John saith he is Damnified in the sume of twelve
hundred pounds of Tobacco & thereupon he bringeth his suite

Baltimore County:

The p^{lt} Declareth for Nine hundred pounds of Tobacco w^{ch} to
him the Deft oweth & unjustly detaineth

p. 504

And the said Susanna Uty by John Dunston her Attorney Cometh
and Defendeth the force & injury when &c & saith that the aforesaid
John Nicholls his accōn against her ought not to have because she
sayth that she the said Susanna before the said John Nicholls co-
menced this accon did make a sufficient & Lawfull Tender of the
said Nine hundred pounds of Tobacco by the aforesaid Declaracōn
required to the said John Nicholls & is yet ready to pay the Same
unto the said John Nicholls, and this she is ready to make appeare
& thereupon Craves Judgm^t of this Court if the said John Nicholls
his aforesaid action against her ought to have,

Whereupon the p^{lis} Attorney Declareth that it is noe Lawfull
Tender of y^e Tobacco by the Deft and putts himself upon the

Liber W. C. Country & the Deft Likewise: Whereupon comand is given to the sheriffe of Baltemore County to Cawse to come here Twelve &c who neither &c To Recognize &c Because aswell &c, Att wch seaventh Day of July in the yeare aforesaid Came the said John Nicholls & the said Susanna Uty by their Attorneys aforesaid as the Juro^{rs} (to wit Rowland Thornborg, William Cromwell, Michael Judd, James Collyer, John Right, Thomas Heath, James Denton, Thomas Cannon, George Gunnell Peter Ellis, Robert Love, & John Mould Who being Impannelled Sumoned and Sworne to say the truth in the p^rmisses &c haveing heard what could be said on Either part Upon their Oathes Doe Say Wee of the Jury Doe finde that the plantiffe Ought to have his wages and ffoure hundred & fifty pounds of Tobacco Damages wth costs.

And thereupon the said susanna Uty by John Dunston her Attorney alleadgeth that she is not guilty &c^a But this Court not Conceding thereunto the said Susanna prayed and Appealed from the said Judgment aforesaid & that the said Cawse might Come before his Lopps Justices att the Provinciaall Court to be held at the City of s^t Maryes On the ffifth day of October next Ensueing, & that the Teno^r of the Record and Proceedings in the Cause aforesaid might be sent to his Lopps Justices of his Provinciaall Court aforesaid to have inspection of the same & to Render Judgment thereon, In order to w^{ch} the said Susanna Uty together with her Suretyes James Phillips & David Jones became bound unto the Said John Nicholls the said Susanna in the sume of ffoure Thousand pounds of Tobacco and the said James and David in the Like Sume to be Leavyed of their goods Chattles Lands and Tennements In Case likewise the said Susanna shall not satisfy and pay If the said Judgment be affirmed All and singuler the Debts damages & costs Upon the Two seaverall Judgments Viz (This Judgment and the Judgm^t following) And all Costs and Damages to be Awarded for Delaying of Executions upon the said Judgments, unlesse the aforesaid Susanna Uty doe pay the same or Render her body to Prisson

Which said Provinciaall Court on the said fifth day of October was by his Lopp^s writt of Adjournment Adjourned till the Three and Twentyeth Day of November following, Att w^{ch} said Three and Twentyeth day of November Came the said Susanna by her attorney aforesaid, and according to the act of Assembly in that case made and provided Entituled an Act for Appeales and Regulateing writts of Erro^r Offereth to the Court here for Cause and Reason of her the said Susanna's appealeing from y^e Judgment of the Court of Baltemore County aforesaid ffor that the Record and proceedings before recited are Manifestly Erroneous

ffirst—ffirst Itt is manifestly Erroneous in this, In that there is Variance betweene the writt and the Declaracōn, ffor the writ Sayes That you take Susanna Uty If she shall be found in yo^r Baliwick & her Safe Keepe soe as you have her body att a Court to be held

for Baltemore County the first Tuesday in ffebruary next Ensueing to answere unto John Nicholls of a plea of Trespasse of the Case, And the Declaracōn sayes Susanna Uty was Attached to answere unto John Nicholls of a plea that she Render unto him the sume of Nine hundred pounds of Tobacco w^{ch} to him she Oweth and unjustly Detaineth Soe that the writ Doth not warrant the Declaracōn aforesaid w^{ch} is Erro^r: Liber W. C.

(2^{dly}) The said John in and by his Declaration aforesaid sayd That Whereas the said Susanna stands Jusly indebted to the said John the Just sume of Nine hundred pounds of tobacco wth Caske Although the said John the said sume of Nine hundred pounds of Tobacco hath often of the said susanna Demanded Yett the said Susanna hath altogether refused to pay &c. w^{ch} is manifestly Eronious in that the said John doth not in and by the sd Declaracōn sett Downe the certaine time Neither Day, Month nor Yeare when the said debt supposed to be due was Contracted Nor how Nor for what, whether by specialty Mutualus Simple Contract or Otherwise w^{ch} ought specially and Certainly to have been layd for for Ought appears by the Declaration or the writ aforesaid the Cawse of accōn might have risen upon a debt by Special Contract of Mutualus or otherwise w^{thout} Specialty w^{ch} might be above Two yeares before the said action was begunn or Comenced. and soe the same would have been barred by an Act of Assembly Entituled an Act for Limitacōn of certaine actions to avoyd Suites att Lawe w^{ch} doth prohibit any accōn of debt lending or Contract Trespasse upon the Case &c to be Comenced after two yeares Expired from such Cawse of Accōn, and if the same debt had risen upon any Specialty he Ought to have Certainly alleadged ye same that the said Susanna might have Craved Oyer thereof the better to Enable her to plead thereunto, w^{ch} is Vitious uncertaine & manifest Erro^r:

(3^{dly}) The Jury in their Verdict doe say Wee finde that the p^{lt} ought to have his wages & foure hundred & ffifty pounds of Tobacco Damages wth costs. Which verdict is very vitious Erronious and uncertaine & the same is not maintaineable by the Declaration w^{ch} Declares for debt and not for wages, & there is not one word of wages in all the Proceedings, They also Ought to have sett Downe how much the p^{lt} Ought to have for his wages & have ascertained that aswell as ye damages the Not ascertaineing whereof is Erro^r And thereupon the sayd susanna sayth that in the Record and processe aforesaid there is manifest Erro^r & for the reasons aforesaid and others therein Contained she Prayeth the proceedings aforesaid and Judgmen thereupon may be Quashed Reversed, adnulled & made voyd, & that she unto all w^{ch} she by Occasion thereof hath sustained may be restored.

And the said John Nicholls by Robert Ridgely his Attorney cometh and Defendeth the force and Injury when &c and prayeth Lib-

Liber W. C. erty to Imparle hereunto untill next Provinciaall Court and It is granted unto him the same Day is given to the p^t likewise

Now here at this day to wit the seaventh day of March in the Seaventh year of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c^a Annoq̄ Doni 1681 Came the Said partyes by their Attorneys aforesaid and the said John Nicholls by her sayd Attorney sayth That the appeale of the said Susanna from the Judgment
p. 506 of County Court of Baltimore County Given on the seaventh day of July 1680: in the Cawse there Depending betweene the said John Nickolls p^t & the said Susanna Uty deft was not made and Claymed according to a Certaine Act of Assembly Enacted at the City of s^t Maryes Att a General Assembly there held the Twen-tyeth day of Octob^r in the third year of the Dominion of Charles &c. Annoq̄ Doni 1678: Entituled an Act for Appeales and Regulateing writts of Erro^r, ffor that the said Judgment that was Appealed from was given att a County Court held for the said County of Baltimore the seaventh day of July in the year 1680 aforesaid, and the said susanna did not appeale in the said Action whilst the next County Court held for the said County viz the Eighth Day of September the next Following, The said Appaelee haveing Slipt her time to appeale Noe Remidy can be had therein but by writ of Erro^r, And since the Justices of this Court of any appeale from y^e County Court can hold plea onely by vertue of the said Act of Assembly before recited & by noe other Lawe whatsoever The said appealee Demands Judgment of the Court if the said appealant haveing neglected to appeale from the Judgm^t of the County Court aforesaid to this Court, the Day of the Judgment given, Whether she can by the said Act of Assembly be Admitted to appeale the Court after, And further if this Court the Argueing the Erro^{rs} by her assigned in the Judgment aforesaid by the Lawe Can Admitt The said Appeale not being made in Due time, And prayeth that he may be hence Dismissed wth his Costs and Charges in this behalfe vexatiously sustained:

Which Reasons aforesaid and answeare to the reasons aforesaid being read and heard & by the Justices here fully und^rstood and Dilligently Examined Itt Semeth to the Justices here that the aforesaid Reasons of the aforesaid Susanna Uty in manner aforesaid Specified and the matters therein Contained are sufficient to reverse the Judgment aforesaid the same being manifestly vitious and Erro-
neous: and the said John Nicholls being three times Solemnly Called appeared not **Therefore** Itt is Considered by the Court here that the Judgment afores^d for the Erro^{rs} in the Record and Processe aforesaid Be Revoaked Adnulled & altogether held for Nothing And that the said Susanna Uty unto all things w^{ch} by occasion of the Judgement aforesaid she hath Lost be Restored And that the said Susanna Uty Recover against the said John Nicholls the sume of

ffourteene hundred Ninety and Nine pounds of Tobacco for her costs and charges in this behalfe Layd out and Expended: Liber W. C.

Susanna Uty } **Memorandum** that at a Provinciall Court held at
ag^t } the City of s^t Maryes the ffifth day of October in
John Nicholls } the yeare of our Lord 1680 before his Lopps Justices
of the sd Court Came Susanna Uty of Baltemore
County by Robert Carville her Attorney And exhibited to the Court
here a Certaine Transcript of the Record of Baltemore County Court
in a Cause there depending betweene John Nicholls & Mary his wife
p^lts and the said susanna Uty deft in a plea of Trespasse of the Case
The Teno^r of w^{ch} Record is in these words

Att a Court held for Baltemore County on ye seaventh day of
July Anno Dini 1680 & in the 5th yeare of the Dominion of the
R^t hono^{ble} Charles Lord Baltemore &c^a By his Lopps Justices
thereunto Assigned

P^rsent Comiss^{rs} } Coff George Wells } Miles Gibson }
Cap^t Jn^o Waterton } Jn^o Boreing } Gent^l:

Charles Absolute Lord and Prop^{ty} of the Provinces of Mary- p. 507
land &c^a To the sheriffe of Baltemore County greeting Wee Comand
yo^u to take Susanna Uty if she shall be found in yo^r baliwick and
her safe Keepe soe that yo^u have her body att a Court to be held
for Baltemore County the first Tuesday in ffebruary next Ensueing
to Answere unto John Nicholls & Mary his wife in a plea of Trespas
on the Case and have yo^u there this writ Dated January the One
and twentyeth Anno Doni 1679 and in the fifth yeare of Our
Dominion &c^a

Entered & Signed p ord^r **Thomas Hedge** Cl. Count. Balt.

John Dunston appeares for Susanna Uty at the suite of John
Nicholls and Mary his wife In a plea of Trespasse on the Case.

Baltemore County ss

Susanna Uty was attached to answere unto John Nicholls &
Mary his wife in a plea of Trespasse on the Case

And Whereupon the said John and Mary by Thomas Russell
their Attorney complaineth that Whereas the said Mary the wife
of the said John haveing served the said susanna the full time of
ffoure yeares as by Indenture may more at large appeare, The w^{ch}
time being Completed and Ended the Eight and Twentyeth day of
september last past And haveing then att that time Demanded her
freedome she the said Susanna Unjustly Denied the same, and
wittingly forced the said Mary without her free will or consent
to Continue in the said Susanna's Service from the date aforesaid
untill the Nine & twentyeth day of September w^{ch} is Three Com-
plete Months, ffor the w^{ch} service she hath Demanded of the said
Susanna the sume of ffoure hundred pounds of Tobacco w^{ch} she
unjustly refuseth to pay although often Demanded, and hath denied

Liber W. C. and still doth Denye The said John and Mary they are Damnified in the sume of six hundred pounds of Tobacco and thereupon they Comence their suite

John Nicholls & Mary his wife Pl^{ts}
 Susanna Uty Deft: In a plea of trespassse of y^e Case }
 Baltimore County ss:

The p^lt Declares ag^t the Deft for Detaining Mary One of the Pl^{ts} in her service from the 28th day of September 1675 untill the 29th day of December 1675 & in their said Declaration demand ffoure hundred pounds of tobacco, & the said Susanna Uty by John Dunston her Attorney Cometh and Defendeth the force and Injury when &c. & sayth that she is not guilty in Manner & forme as the said John Nicholls & Mary his wife against her have Declared and of this she Putteth herself upon the Country. & the p^lt Likewise

Whereupon Comand is Given to the sheriffe of Baltimore County that he Cause to Come here Twelve &c Who Neither &c. to Recognize &c Because aswell &c

Att w^{ch} Seaventh day of July in the yeare aforesaid Came aswell the said John Nicholls and Mary his wife as the said Susanna Uty by their Attorneys aforesaid as the Juro^{rs} Likewise (to wit) Rowland Thornborg, William Cromwell Michael Judd James Collyer John Wright Thomas Heath. James Denton Tho: Cannon George Gunnell Peter Ellis Robert Love & John Mould Who being impannelled Sumoned and Sworne to say the truth in the p^rmisses & having heard what Could be said on Either part Upon their Oathes
 p. 508 doe say Wee of the Jury Doe finde the p^lt Ought to have for her wages for the three Moneths ffoure hundred pounds of Tobacco wth Costs. The Jury findeth that the plantiffe was free the 28th day of September last as by Indenture doth appeare

Att a Court held for Baltimore County the seaventh day of september &c Adjourned untill the Eighth day Anno Dini 1680:

Comiss ^{rs} Present	Coff George Wells	} Miles Gibson	} Gentl.
	Cap ^t Jn ^o Waterton		

Whereas John Nicholls at his owne Suite & John Nicholls and Mary his wife at another Suite Obtained a Judgm^t in each suite against Susanna Uty in July aforesaid The said Susanna Came this present Court and Craved an appeale from the said Judgm^{ts} to the Provinciaall Court Alleadgeing and proveing to the Court that Sicknesse was the Cawse that she Could not crave an Appeale before Whereupon the Court taking it into Consideration and Now bringing her Suretyes with her as aforesaid Granted unto the said Susanna the appeale aforesaid

Thomas Hedge Cl^rke Com. Balt.

W^{ch} said Provinciaall Court on the said fifth day of October was by his Lopps writ of Adjournment adjourned untill the three and Twentyeth day of November following Att w^{ch} said three and Twentyeth day of November came the said Susanna Uty by her

Attorney aforesaid and according to the act of Assembly in that Case made and Provided Intituled an act for appeales and Regulat-
ing writts of Error. Offereth to the Court here for Cause and reason of her the said Susanna's appealing from the Judgment of the said Court of Baltemore County aforesaid ffor that y^e Record & Proceedings before Recited are manifestly Erroneous and Coran Non Iudice: Liber W. C.

(1st)—ffor that the p^{lts} by their Declareing that the said Mary haveing Served the sd susanna the full time of foure yeares as by Indenture may more at Large appeare, the w^{ch} time being Completed and Ended the Eight and Twentyeth day of september then last past & haveing then at that time Demanded her freedome she the said Susanna unjustly denyed the same & Wittingly forced the said Mary without her free will or Consent to Continue in the said susanna's Service from the Date aforesaid untill the 29th of December w^{ch} was three compleate Moneths. ffor for wch service she hath Demanded of the said Susanna the sume of ffoure hundred pounds of tobacco w^{ch} she unjustly refused to pay The said Susanna Sayth that the matter in Question arriseing upon the said action is whether she did unjustly Detaine or not, or whether she was free or not free or whether there was an Indenture or noe Indenture, & also touching the said Indenture of Servitude whether the same were a good Indenture & valid in Lawe or not All w^{ch} was not within the Jurisdiction of the s^d County Court of Baltemore nor could they hold plea thereof, and Soe the same matters in the Record aforesaid was Coram Non Iudice

(2^{dly}) She saith that the said P^{lts} have not alleadged that they bring into Court here the said Indenture w^{ch} they Ought to have done that the same might there remaine and the Deft had Oyer thereof w^{ch} is Error

(3^{dly}) Itt doth not appeare that there was any proof made of ye said Indenture to warrant the Verdict afores^d soe that the Jury have Judged her free wthout Sufficient Prooffe w^{ch} is Error

And thereupon the said Susanna for the Causes and reasons aforesaid prayeth y^e Proceedings aforesaid & Judg^t thereupon may be Quashed adnulled and made Voyd & that she unto all w^{ch} by Occasion thereof hath Sustained may be restored

And the said John Nicholls by Robert Ridgely his Attorney cometh and Defendeth the force and Injury when &c and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is Given to ye p^t also: p. 509

Now here att this day (to wit) the seaventh day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq Dni. 1681 Came the said parties by their Attorneys aforesaid And the said John Nicholls by his Said Attorney Sayth: That the appeale of the said Susanna from the Judgm^t of ye County Court of Baltemore County Given on the

Liber W. C. seaventh day of July 1680 In the Cawse there Depending betweene the said John Nicholls Pft & the said Susana Uty Deft was not made and Claimed according to a Certaine act of Assembly Enacted att the City of s^t Maryes at a Generall Assembly there held the 20th day of October in the third yeare of the Dominion of Charles &c^a Anno Doni. 1678. Entituled an Act for appeales and Regulat-ing writts of Erro^r ffor that the sd Judgm^{ts} that was appealed from was Given att a County Court held for the s^d County of Baltemore the Seaventh day of July in the yeare 1680 aforesaid, And the said Susanna did not appeale in the said action whilst the next County Court held for the said County viz The Eighth day of September then next ffollowing, The said Appeallee haveing Slipt her time to appeale Noe Remidy can be had therein but by writ of Erro^r And since the Justices of this Court of any appeale from the County Court Can hold plea onely by vertue of the said Act of Assembly before Recited & by noe other Lawe whatsoever. The said Appeallee Dem-and Judg^t of the Court if the said Appealant haveing Neglected to appeale from the Judgment of the County Court aforesaid to this Court the day of the Judgm^t Given Whether she Can by the said act of Assembly be admitted to appeale the Court after, And further if this Court the Argueing the Erro^{rs} by her Assigned in the Judgment aforesaid by the Lawe Can admitt the said appeale not being made in due time And prayeth that he may be hence Dis-missed with his Costs and Charges in this behalfe vexatiously sustained

And hereupon the Record & processe aforesaid to the Rendering the Judgment thereupon and the aforesaid Cawses and matters by the aforesaid pth for Erro^{rs} assigned being seene & by the Justices here fully understood & dilligently Examined and for that it appeareth to ye same Justices that in the Record and Processe afore-said and also in the Rendering the Judgm^t aforesaid Itt is mani-festly Erred and the said John Nicholls being Solemnly Called three times appeared not by himself or Attorney. Therefore Itt is Con-sidered by the Court here that the Judgment aforesaid for the Erro^{rs} in the Record and processe aforesaid be Revoaked Adnulled and Altogether held for Nothing, and that the said susanna Uty unto all things w^{ch} by Occasion of the Judg^t aforesaid she hath lost be Restored, and that the said susanna Uty Recover against the said John Nicholls the sume of ffoureteene hundred Ninety and Nine pounds of tobacco for her Costs & charges in his behalfe Layd out and Expended.

p. 510 Peter Ellis & Eliz ^a his wife Adm ^x of W ^m Palmer ag ^t Thomas Preston	}	Memorandum that upon the Eleav- enth day of November in the fifth yeare of the Dominion of Charles &c ^a in the yeare of our Lord 1680 Came Peter Ellis and Elizabeth his wife Adm ^x of William Palmer deceased by Kenelm Cheseldyn their At-
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torney before the hono^{ble} Philip Calvert Esq^r Chancellour of this Province of Maryland, and Prayed his Lopps writt of Erro^r to them the said Peter and Elizabeth to be granted To his Lopps Justices of the County Court of Baltemore County to be directed To Require them the said Justices to send before his Lop^s Justices of the Provinciall Court the Teno^r of the Record Proceedings and Judgment of the said County Court in a Cawse there depending betweene the said Peter Ellis & Elizabeth his wife Ad^x as aforesaid Plantiffes & Thomas Preston Deft in an acc^{on} of Trespasse upon the Case. and itt is granted unto them. w^{ch} said writt followeth in these words: Charles Absolute Lord and Prop^{ty} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c To Our Comission^{rs} of our County Court of Baltemore County Greeting Because in the Record and Processe as also in the Rendering of Judgment before you in our said County Court against Peter Ellis and Elizabeth his wife Adm^x of William Palmer dec^d in a Cause late there depending betweene the said Peter & Elizabeth Adm^x as aforesaid p^{tn} and Thomas Preston deft: Manifest Erro^r hath happened to the greivous damage of the said Peter & Elizabeth as out of their Complaint wee have accepted The Tenor of the Record and Processe of w^{ch} said Judgment the Three and twentyeth day of November next before the Justices of our Provinciall Court to be held att our City of s^t Maryes Wee have Caused to be sent, and wee being willing that the Erro^{rs} (if any be) should in due manner be Corrected and full and Speedy Justice be done to the said pties in this behalfe: Doe Comand yo^u that the Teno^r of the Record and Processe aforesaid wth all things touching the same before our Justices of our Provinciall Court to be held at Our City of s^t Maryes the three & Twentyeth day of ffebruary next und^r yo^r hands and Seales Distinctly and Openly yo^u send that inspection being had of the Record and Proceedings therein Wee may Cause fforther to be Done what of right and according to the Lawes and constituc^{ons} of this Our Province ought to be done therein

On w^{ch} Three and twentyeth day of November aforesaid The Comission^{rs} of Baltemore County Court aforesaid (To wit) Miles Gibson & Edward Beedle Gent^l. Sendeth to the Justices of the said Provinciall Court the Teno^r of the Record and Proceedings of the Judgment aforesaid w^{ch} followeth in these words Viz.
Maryland ss:

Att a Court held for Baltemore County January the first Anno Dini 1677 & continued the Second Day following Att w^{ch} Court were then Present Coff George Wells: M^r Jn^o Waterton, M^r Henry Hazlewood. Cap^t John Stanesby, M^r Miles Gibson. M^r John Ireland & M^r Edward Beedle

These are in the Name of the Right hono^{ble} the Lord Prop^{ty} to will and Require yo^u to take Thomas Preston if he be found in yo^r baliwick and him safe Keepe Soe that you have his body at a Court

Liber W. C. to be held for Baltimore County the first Tuesday in January next
 Ensueing to answer to Elizabeth Palmer Adm^x of William Palmer
 in a plea of Trespasse on the Case. and have yo^a there this writ
Given under my hand and Seale this fourth day of December
 Anno 1677

Entred p **Henry Johnson Clke**

To the High sheriffe of Baltimore County

or: his Deputy:

To the Worshipfull Justices of Baltimore County, The humble
 Peticon of Peter Ellis & Elizabeth his wife Ad^x of William
 Palmer. **Sheweth**

That Thomas Preston Stands indebted to them by acco^t the sume
 of One thousand & Ninteene pounds of tob^o as by his acco^t Pro-
 duced in Court may appeare. Prayes an Order &c^a

p. 511 **Whereas** Peter Ellis and Elizabeth his wife Ad^x of William
 Palmer Comenced an action against Thomas Preston for One thou-
 sand and nineteene pounds of Tobacco the sayd Peter Ellis not
 making the said debt appeare to the Court to be due the said
 Preston craved a Nonsuite against the said Peter Ellis wth Costs
 &c. w^{ch} the Court granted accordingly Bill of Cost: 214^{ti} Tobacco:
 Vera Cop^a p me Thomas Hedge Clke: Com Balt.

Maryland ss:

Att a Court held for Baltimore County August the fourth Anno
 Doni 1679 Att w^{ch} Court were then present

Majo ^r Thomas Long	} {	M ^r Miles Gibson	} Commiss ^{rs}
Cap ^t Jn ^o Waterton		M ^r Edw ^d Beedle	
Cap ^t Henry Hazlewood		M ^r Jn ^o Boaring	

These are in the Name of the Right Hono^{ble} the Lord Prop^{ry} to
 comand yo^a to take Thomas Preston if he shall be found in yo^r
 baliwick & him safe Keepe soe that you have his body at a Court
 to be held for Baltimore County the first Tuesday in August next
 Ensueing to answeare unto Peter Ellis and Elizabeth his wife Ad^x
 of William Palmer in a plea of trespasse on the Case, & have you
 there this writ Given und^r my hand and seale this Eighth day of
 July Anno Dinj 1679 & in the fourth yeare of the Dominion of the
 Right hono^{ble} Charles &c^a

Entered p **Thomas: Hedge. Clke**

To the high sheriffe of Baltimore County

Or. his Deputy These

Coff George Wells: sitting

To the Wors^{pp}ie the Commiss^{rs} of Baltimore County

The humble Peticōn of Peter Ellis & Eliz^a his wife Ad^x of
 W^m Palmer decd.

Sheweth.

That Thomas Preston stands Justly Indebted to ye Estate of
 William Palmer decd in the Just sume of One Thousand and nine-

teene pounds of Tobacco as p acco^t may appeare yo^r Peticōner humbly Craves an Ord^r for the said Debt wth Costs & shall ever. Pray. Liber W. C.

These are to Impower William Palmer to be & appeare my Lawfull Attorney in all Cawses Depending in Cecill County Court and this shall be his warrant As wittenes my hand and seale this third of Aprill 1676:

his
Thomas *N* Preston (sealed)
marke

Thomas: Preston is D^r in Tobacco

		li to ^b
Caecill 1675:—	To Attorneys fees for Thomas Armiger	100
	To Clerks fees for Ent. Judg ^t to accompt	238
	To Attorneys fee for Tilson.....	100
Baltimore Court—	To ditto for Giles Stevens.....	100
	To C ^k es fees for Tilson three writts returned	256
Kent Court—	To Charges in Kent County Attorneys fee	100
	To sheriffes fee Non est Inventus.....	010
	To Sheriffes fees for Tilson three writts Returned	030
		<hr/> 1019

John Dunston appeares for Thomas Preston at the suite of Peter & Eliz^a Ellis Ad^x of William Palmer in a plea of Trespasse on the Case And the said Thomas Cometh by John Dunston his Attorney and defendeth the force & injury when &c & sayth. That he oweth nothing of the aforesaid accompt and of this he putts himselfe upon the Country

Peter Ellis and Elizabeth his wife Ad^x of William Palmer ag^t Tho: Preston in a plea of Trespas of ye Case

Peter Ellis and Elizabeth his wife Ad^x p^{ts} is willing to Joyne p. 512
Issue and to stand & abide Judgment & the Deft also doth putt himself upon the Country **Whereupon** Comand is given to the sheriffe of Baltimore County that he Cawse to Come here Twelve &c who neither &c to Recognize &c because aswell &c. Att w^{ch} fourth day of August in the yeare aforesaid Came aswell the said Peter Ellis and Elizabeth his wife and the said Thomas Preston by their Attorneys aforesaid as the Juro^{rs} (to wit) Robert Benjor. James Collyer. Thomas Jones. John Tilliard, James Denton John Bird, Edward Reeves. Richard Sims, George Smith. William Osbourne, Nathanael Hinchman & Nicholas Hemstead Who being impannelled sumoned & sworne to say the truth in the premisses & having heard

Liber W. C. what Could be sayd on either part upon their Oathes doe say: Wee of the Jury Doe finde for the Deft with Costs of suite
Bill of Cost. 550^{li}. Tobacco:

Vera. Cop^a p Thomas: Hedge Clke.
Com. Baltimore

Maryland ss:

Att a Court held for Baltimore County March the 20th Anno Domj 1679 Att w^{ch} Court were then present
Coff George Wells } { M^r Miles Gibson }
Cap^t John Waterton } { M^r Edward Beedle }

M^r John Boaring) Commiss^{rs}:

Charles Absolute Lord and Prop^{ry} of the Provinces of Maryland &^c To the sheriffe of Baltimore County greeting Wee Comand you to take Thomas Preston if he shall be found in yo^r baliwick & & him safe Keepe soe that you have his body att a Court to be held for Baltimore County the first Tuesday in November next Ensueing to answeere unto Peter and Elizabeth Ellis Adm^x of W^m Palmer In a plea of Trespasse on the Case, And have yo^a there this writ Dated the six and twentyeth day of October Annoq³ Doni. 1679 and in the fourth yeare of our Dominion &c^a

Entred and signed p ord^r Thomas Hedge Clke Com. Balt. Novemb^r Court.

That whereas Peter Ellis and Elizabeth his wife Ad^x of William Palmer Comenced an accōn by Thomas Russell their Attorney against Thomas Preston of Trespasse of the case, a Reference was craved on the behalfe of the said Thomas Preston w^{ch} was granted accordingly

Att a Court held for Baltimore County ffebruary the third Anno Doni. 1679 Were then present.

Coff George Wells. }
M^r Miles Gibson } Comission^{rs}:
M^r Edward Beedle }

The Court is Adjourned untill the first Tuesday in March next Ensueing
March Court

Thomas Preston was attached to answeere unto Peter Ellis & Elizabeth his wife Ad^x of ye Estate of William Palmer in a Plea that he render unto them the Sume of One thousand & Ninteene pounds of Tobacco w^{ch} he unjustly detaines. And Whereupon the said Peter & Eliz^a by Thomas Russell their Attorney cometh and Complayneth that the said Preston states Justly indebted to the Estate of William Palmer deceased in the Just sume and Quantity of One thousand & Nineteene pounds of Tobacco with Caske w^{ch} to the Estate he oweth and unjustly detaineth Notwithstanding the said Peter and Elizabeth for the said debt hath Comenced Seaverall Suites in this Court. and being willing to be tryed by the Country

the Jury found for the Deft The p^lt Requesting a Copy of the Proceedings of the tryalls & being Orphants businesse peticioned the opinion of his hono^r the Chancello^r Whose Judg^t was and is that the debt ought to be payd & satisfyed to ye Estate of Palmer, Although haveing informed the said Preston & since hath demanded the said sumes wth cost of suite, the said Preston the sume of Tobacco hath denyed and Still doth denye to the greate damage of them the said Peter and Elizabeth his wife who sayth they are Damnyfied in the sume of Two thousand pounds of Tobacco and thereupon they comence their suite

Liber W. C.

p. 513

John Dunston appeares for the Deft the Plantiffe likewise & willingly Joyneth issue and putteth themselves to the Judgment of the Court now sitting

Whereas Peter Ellis and Elizabeth his wife Ad^x of William Palmer comenced an acc^{on} against Thomas Preston The said Preston and Ellis Joyneth issue & putteth themselves to the Judgment of the Court then sitting, The Court finding noe Cawse of acc^{on} a Nonsuite was Craved by the said Preston w^{ch} was granted wth Costs of suite &c. Afs Execution

Bill of Cost: 184:

Cop: pceedings—108:

Miles Gibson. (sealed)

Edw^d: Beedle.—(sealed)

Vera Cop^a p. **Thomas Hedge Clke:**

On w^{ch} said three and Twentyeth day of November aforesaid Came the said Peter Ellis & Elizabeth his wife by their Attorney aforesaid & sayd that in the Record and Processe aforesaid & also in the Rendering the Judgment aforesaid It is manifestly Erred in this

Imp^{rs} That it appeares by the said Record that the Court was held the fourth day of August 1679 & then the Cawse was tryed, & by the Entry of the writs upon Record it appeares to be Issued out after the tryall of the Cause

(2)—Its Erro^r in that by the said Record in One place it appeares that five Comiss^{rs} did sitt at the tryall and in another place onely one Comission^r was sitting at the Tryall Namely Coff George Wells:

(3)—Its Erro^r in that it appeares by the said Record that the deft was sued upon an action of the Case upon an Assumption, and the Defts plea is that he owes nothing of the accompt when as the Prop plea was Non Assumpsit.

(4)—Its Erro^r in that the said Record sayes that after the Defts plea as aforesaid the Plt. was willing to Joyne Issue but it doth not appeare what issue that was nor that Ever any issue was Joyned, but that the Deft will put himself upon the Country but what they was to try does not appeare by the said Record

(5) Its: Erro^r in that the said Record Sayes that the Jury found for the Deft & yet by the same it does not appeare that any fact was put in Issue to them

Liber W. C. (6) : Its: Erro^r in that the Jury found for the Deft wth Costs of suite Whereas by Lawe Noe p^{lt} Ex^r or Ad^r is to pay any Costs besides his owne Costs:

(7)—Its: Erro^r in that it appeares by the Record that after the Jury had found for the deft it doth not appeare by the said Record that the Court ever gave any Judgment for the said Deft upon the said Verdict Nor was ever any Judgm^t Entered upon y^e said Record

(8) Itts Erro^r in that it appeares by the said Record & proceedings that after the Juryes verdict & before any Judgment of the said Court given upon the same that there was a New writ Issued forth by order of Court. the Deft had a New reference a New Declaracōn filed, & the p^{lt} & Deft sayes the Record willingly Joyne Issue & put themselves upon the Court, but yet by the said Record It appeares not what that issue was Yet the Court gave Judgment wth Costs of suite for the deft the Plantiffe being an Administrato^r plantiffe, & all this New matter while the old suite was depending Contrary to the maxim Prudente lite nihil inovetur

(9) Its Erro^r in that it appeares by the said Record that though Judgment was given against the Plantiffe Yett he was not amerced Whereas in every Case the plantiffe or deft ought to be in Misere Cordia or cap: unless the Deft comes the first day and confesse Judgment to the action

And thereupon the said Peter and Elizabeth for the Causes and Erro^{rs} aforesaid prayeth that the Proceedings aforesaid and Judgmentt thereupon may be Quashed adnulled and made Voyd

p. 514

And that they unto all things w^{ch} by occasion thereof they have Lost may be Restored And the said Thomas Preston by Robert Ridgely his Attorney cometh and defendeth the force and Injury when &c and Prayeth Liberty to imparle hereunto untill next Provinciall Court and it is Granted unto him the same Day is given to the Plantiffes Likewise

Now here at this Day (to wit) the seaventh day of March in the Seaventh yeare of the Dominion of the R^t hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni. 1681 Came the sd Parties by their Attorneys aforesaid. And the said Thomas Preston by his said Attorney prayed the Hearing of the Record and Processe & also of the Erro^{rs} aforesaid & they are read unto him w^{ch} being Read and heard the said Thomas Preston sayth that in the Record and Processe aforesaid made in the Giving of Judgment aforesaid it is in nothing Erred & Prayed that the Court here Procede aswell to the Examination of the Record & the Processe as the Causes aforesaid for Erro^{rs} alleadged & that the Judgment aforesaid in all things may be affirmed

And hereupon the the Record and Processe aforesaid to the Rendering the Judgm^t thereupon & the aforesaid Causes and matters by the aforesaid Plantiffes for Erro^{rs} assigned, and the defts answere thereunto being seene and heard, and by the Justices here

fully understood and dilligently Examined, And for that it appear-
eth to the same Justices that in the Record and Processes afore-
said & the Rendering Judgment aforesaid Itt is manifestly Erred
Therefore It is Considered by the Court here that the Judgment
aforesaid for the Erro^{rs} in the Record Processe and Proceedings
aforesaid be Revoaked adnulled and altogether held for Nothing,
& that the said Peter Ellis & Eliz^a his wife Adm^{rx} as aforesaid
unto all things w^{ch} they by Occasion of the Judgm^t aforesaid have
Lost be Restored, And that the said Peter Ellis and Elizabeth his
wife Recover against the said Thomas Preston from the sume of
Two thousand Nine hundred Eighty & Nine pounds of tobacco
for their Costs and charges in this behalfe Layd out and Expended

Thomas Tasker }
ag^t } In Ejectm^t March ye 2^d 1681
John Brome }

The Deft moved the Court here that Whereas
there was an Injunction formerly granted in this Cause & the same
accordingly issued being directed to Robert Brooke heire of Eliza-
beth Brooke daughter and heire of William Thompson deceased &
Thomas Cosden his Guardian to Stop the Proceedings at Comon
Lawe in this Cause untill the said Plantiffe should Put in his answer
to the Defts bill of Comp^{lt} and this Court give further order to the
Contrary, but because the said Brookes name was mistaken in the
said Injunction and likewise in the defts bill of Comp^{lt} (to wit)
Robert, in Stead (of William) the said Plantiffes refused to answer
thereunto, Whereupon the said deft prayed Liberty to amend his
said bill by putting in (W^m Brooke) instead of (Robert)) & that
another Injunction may issue to the said William Brooke and Thomas
Cosden their Attorneys &c directed to Stopp the Proceedings at the
Comon Lawe in this Cawse untill they have put in their answer to
the said bill of Complaint and this Court give further order to the
Contrary and It is granted by the Court here & this Cawse Con-
tinued untill next Court the said Deft paying to the Plantiffe Thir-
teen shillings and foure Pence costs of suite for ye same

John Rousby }
ag^t } Joseph spernon late of Cecill County was attached
Joseph Spernon } to answer unto John Rousby of a plea of Tres-
passe of the Case

And Whereupon the said John Rousby in his
prop pson sayth That whereas by an act of Assembly made at the
Citty of s^t Maryes begunn and held the sixteenth day of May in the
yeare of our Lord 1676 Itt stands Enacted by the authority of the
same Assembly amongst other things That for the better discov-
ery of runawayes any person or persons whatsoever within this Pro-
vince travaileing out of the Country where he she or they shall Live
or reside wthout a passe under the seale of the said County for w^{ch}

Liber W. C. they are to pay Tenn pounds of tobacco or one shilling in Money, such person or persons If apprehended not being sufficiently Knowne
 p. 515 or able to give a good accompt of himself to be left to the discretion and Judgment of Such Majestrate before whome such pson as aforesaid shall be brought to Judge thereof and if before such Majestrate or Majestrates brought shall be Deemed and taken as a Runaway & shall suffer such fynes and Penalties as in the said act is Provided against runaways and for the better Encouragement of all Persons to seize and take up such Runaways It was also Enacted that all and Every Person and Persons apprehending seizeing and takeing such Runaways & Persons travaileing without Passes as aforesaid not being able to give a Sufficient account of themselves as aforesaid shall have and receive Two hundred Pounds of Tobacco to be payd by the owner of such runaway soe apprehended and taken up if a Servant. and if a freeman & refusing to pay the same then to make satisfaction by servitude or Otherwise as the Justices of the Provinciaall or County Court where such persons shall be soe apprehended & taken upp shall thinke fitt And It was likewise by the authority aforesaid thereby Enacted that at what time soever any of the said psons Runaways shall be soe seized by any person or persons within this Province Such pson or psons soe seizeing and apprehending the same shall bring or Cawse him or them to be brought before the next Majestrate or Justice of the County where such runaway is apprehended Who is thereby Impowered to take into his Custody or Otherwise him her or them to secure and Dispose as he shall thinke fitt untill Such person or persons soe seized or apprehended shall give Security to answere the Premises the next Court that shall first Enue in the said County Who is also to secure Such person or Persons till he or they can make Satisfaccōn to the party that shall Soe Apprehend & Seize Such runaway or other person as by the said Act is required as by the said Act Remaining still in force may more at large appeare, And the said John Rousby in fact sayth That Whereas the said John Rousby being an Inhabitant of this Province was upon the Thirteenth day of June Anno Doni 1680 Posessed of two men Servants Called and Knowne by the Names of Christopher Butler a Carver & Symon Staynes a Butcher both w^{ch} servants he the said John bought and Purchased of Gilbert Livesay M^rchant the Twelfth day of Decemb^r 1679 for the sume of six Thousand pounds of Tobacco for the terme of foure yeares from thence next Comeing and being soe as aforesaid Posest of the said two servants they the said two servants upon the said thirteenth day of June 1680 aforesaid Did Runaway and unlawfully Absent themselves from the service of the said John and being afterwards to wit the fifteenth day of June aforesaid Seized taken up and Apprehended by one William Price of Elke River in Bohemia hundred in Cecill County aforesaid & by him Secured as Runaways, and being in

the Custody of the said William Price the Said Joseph Spernon Liber W. C.
 having Notice of such Runawayes being there afterwards. to wit
 the One or two and twentyeth day of June aforesaid being Con-
 stable of Bohemia hundred aforesaid did (wth others whome for
 that purpose he comanded to assist him) goe to the house of the
 Said William Price and theire Seized & apprehended the said Chris-
 topher Butler and Symon Staynes & in his custody them kept &
 Secured and from the house of the said William Price them did
 lead and Carry away But the said Joseph Spernon the said Act
 not at all Regarding the said Servants Soe in his Custody being
 did wilfully neglect to Carry the said servants before the next
 Majestrate or Justice as by the said Act is directed there to be
 disposed of according to Lawe, but did Carry them to his owne
 house in the hundred & County aforesaid & there did wittingly and
 willingly (Knowing them to be Runawayes as aforesaid) Enter-
 taine them in his said house & sett them on worke to weede out his
 Corne feild, & having Kept them for the space of foure days &
 nights did voluntarily Permitt & Suffer them to Escape and Run- p. 516
 away out of this Province Contrary to the said Act of Assembly
 By meanes whereof the said John hath not onely lost his Cropp
 for the said year 1680 but also all future Services of the said Serv-
 ants To the Damage of the said John Twelve thousand pounds of
 Tobacco and thereupon he bringeth his suite

And the said Joseph Spernon by Robert Ridgely his Attorney
 cometh and defendeth the force and Injury when &c and Prayeth
 Liberty to Imparle hereunto untill next Provinciaall Court and it
 is granted unto him the same day is given to both Parties.

Att w^{ch} said next Provinciaall Court came the said parties by
 their Attorneys aforesaid, and the said Joseph Spernon by his said
 Attorneys sayth: that he is in noe wise Guilty of the Premisses
 above Imposed upon him in manner and forme as the said John in
 his Declaracō against him hath Complained & of this he Putts
 himselfe upon the Country and the Plantiffe likewise Itt is there-
 fore comanded the sheriffe of st Maryes County that he Cause to
 come here Twelve &c^a by whome &c^a and who neither &c^a to Recog-
 nize &c. because as well &c.

Now here at this day to wit the seaventh day of November in
 sixth year of the Dominion of the Right Hono^{ble} Charles Lord
 Baltemore &c^a Annoq Doni 1680 Came the said parties by their
 Attorneys aforesaid and the Juro^{rs} Impannelled being called like-
 wise Came to wit, Raymond Stapleford William Thomas. Joseph
 Edloe Jacob Looton, William Smithson; Robert Graham William
 Cole Andrew Abington. Richard Cloud. Timothy Tracy Darby
 Dunavan & John Bailey. Who being Elected tryed and Sworne to
 Say the truth in the Premisses Upon their oathes doe say That the
 said Joseph Spernon is guilty of the Premisses above imposed upon
 him in manner and form as the said John in his Declaration afore-

Liber W. C. said against him hath Complained & they Assesse the Damage of the said John Rousby to Six thousand pounds of Tobacco Which verdict of the Juro^{rs} aforesaid being read and heard the said Joseph Spernon by his Attorney aforesaid Moved the Court here in Arrest of Judgment Upon the Verdict of the Juro^{rs} aforesaid & prayed Day untill the next Provinciaall Court and It is granted unto him the same Day is given to the P^{lt} Likewise

Att w^{ch} said next Provinciaall Court to witt the Second day of March in the seaventh yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni i68i Came the said John Rousby in his Proper pson and Offered himself against the said Joseph Spernon of and upon the Premisses and Prayed that Judgment upon the Verdict of the Juro^{rs} aforesaid may be Conformed, but the said Joseph Spernon Came not but made Default, Therefore It is Considered by the Court here that the said John Rousby Recover against the said Joseph Spernon aswell the aforesaid Sume of Six thousand pounds of Tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the Sume of One Thousand two hundred forty foure pounds of Tobacco for Costs of Suite. and the said Deft in Mercy &c^a

Michael Miller	} Clement Hill late of st Maryes County gentl was
ag ^t	
Clement Hill	

attached to answeare unto Michael Miller in a Plea of Trespasse upon the Case

And Whereupon the said Michael Miller by Kenelm Cheseldyn his Attorney Complaineth that Whereas he the said Michael Miller the Nineteenth day of Aprill in the Second yeare of the Dominion of Charles &c^a and in the yeare of our Lord i677 Att Kent County within the Province aforesaid was Posessed of a Certaine boy Servant called by the Name of Thomas Currey of of about the age of twelve yeares as the Proper Servant of him the said Michael to serve wth him the said Michael for Such terme of yeares as is usuall & accustomed by the Lawe of this Province for servants Transported into this Province without Indentures at the age aforesaid, of the vullue of three Thousand pounds of tobacco, And soe being thereof possessed the said Boy Servant of him the said Michael as aforesaid the said Michael Afterwards to witt the tenth day of May in the yeare aforesaid Out of the Posession and Service of him the said Michael Casually Lost, w^{ch} Said Servant afterwards to wit the twentyeth day of May in the yeare of our Lord Aforesaid at the City of s^t Maryes in the County of S^t Maryes wthin the Province aforesaid to the hands and possession of him the said Clement Hill by findeing came Notwithstanding w^{ch} the said Clement knowing the said Servant boy to be the proper Servant of him the said Michael & to him the said Michael of right to appertaine and belong, meaning and intending him the Said Michael in this behalfe to deceive and defraude The said boy serv-

ant as aforesaid to him the said Michael though often thereunto required hath not delivered, but the said boy Servant as aforesaid afterwards (to witt) the twentyeth day of february in the yeare of our Lord 1679 to the Prop use and Comodity of him the said Clement in st Maryes County aforesaid then and there did dispose and Convert Whereupon the said Michael sayth he is the worse & hath Damage to the Vallue of Eight Thousand pounds of tobacco, And thereupon he bringeth his Suite.

And the said Clement Hill by Robert Carville his Attorney cometh and Defendeth the force and Injury when &c. and Prayeth Liberty to Imparle hereunto untill next Provinciaall Court and It is granted unto him the same day is given to the Plantiffe Likewise

Now here at this day (to witt) the fourth day of March in the Seaventh yeare of the Dominion of the Right hon^{ble} Charles Lord Baltmore &c^a Annoq Doni 1681 Came the said Partyes by their Attorneys aforesaid, and the said Clement Hill by his said Attorney Saith that he is in noe wise guilty of the premisses above by the said Michael imposed upon him and of this he puts himselfe on y^e Country and the plantiffe Likewise Therefore it is Comanded the sheriffe of s^t Maryes County that he Cawse to come here Twelve & By whome &c. & who Neither &c. to Recognize &c. Becawse aswell &c.

On w^{ch} said fourth day of March in the yeare aforesaid Came the said ptyes by their Attorneys aforesaid and the Jurors Impannelled being Called likewise came (to wit) Edward ffishwick William Twisdale Timothy Tracy, William Harper, John Martindale, W^m Blankenstine. Thomas Price Thomas Williams, ffrancis Leafe, Dennis Sulivant Jn^o Evans & Richard Hartrapp Who being Elected tryed, and Sworne to say the truth in the prmisses Upon their Oathes, doe say, That the said Clement Hill is not guilty of the p^rmisses by the said Michael Imposed upon him, Therefore It is Considered by the Court here that the said Michael Miller take nothing by his writ aforesaid but be in mercy for his false Claime thereupon, and the said Clement Hill goe thereof without day. and that the said Clement Hill Recover against the said Michael Miller the sume of seaven hundred twenty and one pounds of Tobacco for his Costs and Charges by him about his defence in this behalfe layd out and Expended and the said Clement Hill may have thereof Execution

Mareen Duvall } March y^e 7th 1681
ag^t

Thomas Bowdle } Itt is Ordered by and wth the Consent of George
Parker Attorney for the p^t and John Rousby At-
torney for the deft that the special plea formerly filed in this action
be withdrawne, and the deft put in a plea of the general issue in-

Liber W.C. stead thereof w^{ch} is to be accepted of at the tryall of the same action.

W ^m Digges Esq ^r Adm ^r of Edward Oystin ag ^t	} March y ^e 2 ^d 1681 Itt is Ordered in this accon by the Court that unlesse the defts put in their plea to the p ^{ts} declaracōn soe as they will stand thereto & be ready to Come to tryall next Pro- vinciall Court, Judgment shall the next Court Passe against the said Defendants by default
W ^m Dixon & ux W ^m Sharp & Thomas Taylor Executo ^{rs} of Winlock Christenson	

p. 518 Gerrard Slye } James Mills late of Baltemore County gentl Other-
ag^t } wise called James Mills of Baltemore County was
James Mills } Sumoned to answe unto Gerrard Slye of a plea that
he Render unto him the full & Just Sume of Two
thousand nine hundred thirty eight pounds of good sound M^rchant-
able Tobacco and Caske w^{ch} to him he Oweth and unjustly detaineth
And Whereupon the said Gerrard Slye by Robert Ridgely his
Attorney sayth the Whereas the said James Mills the fourteenth
day of June 1678 by his Certaine bill or writeing obligatory sealed
with the seale of him the said James and here in Court Produced
whose date is the day and yeare aforesaid Did acknowledge himself
to be holden and firmly bound unto the said Gerrard Slye in the
full & Just sume of Two thousand Nine hundred thirty Eight
pounds of good sound Marchantable Tobacco in Caske To be payd
unto the aforesaid Gerrard Slye his heires Executo^{rs} Adm^{rs} or
Assignes Convenient in st Maryes County upon the tenth day of
October next Ensueing the date of the same bill or writeing Obliga-
tory, ffor w^{ch} payment well and truely to be made the said James
Mills did bind himself his heires Executors & Adm^{rs} firmly by
those presents Notwithstanding w^{ch} the aforesaid James Mills the
said sume of Two thousand Nine hundred thirty Eight pounds of
tobacco to him y^e said Gerrard Slye according to the Teno^r of the
said bill or writeing Obligatory hath not payd Although often
thereunto required but the same to pay hath denied and still doth
denye whereupon the said Gerrard slye sayth he is Damnyfied and
hath Losse to the Vallue of ffoure thousand pounds of tobacco. &
thereupon hee bringeth his Suite:

And the said James Mills by Robert Carville his Attorney cometh
and defendeth the force & Injury when &c and prayeth Liberty
to Imparle hereunto untill next Provinciall Court and it is granted
unto him the same day is given to the Plantiffe Likewise

Att w^{ch} said next Provinciall Court Came the said partyes by
their Attorneys aforesaid & the said James Mills by his said Attorney
sayth That the said Gerrard his action aforesaid against him Ought
not to have because he sayth that long before the purchaseing of

ye originall writ of him the said Gerrard he the said James payd unto the said Gerrard the said sume of Two thousand Nine hundred thirty and Eight pounds of tobacco in the Declaracōn & writ mentioned, and this he is ready to averre and Prayeth Judgment if the Plantiffe his accōn aforesaid against him Ought to have Liber W. C.

And the said Gerrard Slye sayth that he the said Gerrard Ought not to be barred from haveing his action aforesaid against the said James Mills for that he sayth that the said James Mills before the sueing out the Originall writ in this action did not pay unto the said Gerrard Slye the said sume of two thousand nine hundred thirty and Eight pounds of tobacco in the declaration and writ Mentioned, and of this he Putts himself upon the Country.

Now here at this day to wit the fourth day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni. 1681 Came the Said Gerrard Slye by Kenelm Cheseldyn his Attorney and Offered himself against the said James Mills in the Plea aforesaid, but the said James Mills Came not but made default Therefore It is Considered by the Court here that the Said Gerrard Slye Recover against the said James Mills as well the aforesaid sume of Two thousand Nine hundred thirty and Eight pounds of tobacco debt as also the Sume of five hundred thirty six pounds of tobacco for costs of suite and ye deft in mercy &^{ca}

John Pinke ag ^t Thomas Jones	}	Thomas Jones late of Somersett County was Sum- oned to Answer unto John Pinke Marchant of a plea that he Render unto him his Reasonable accompt for the time he was the Receiver of the Goods & tobacco of him the said John & w ^{ch} to him to Render he ought
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And whereupon the said John Pinke by Robert Carville his Attorney sayth that whereas the aforesaid Thomas Jones had beene Receiver of the tobacco and goods of the said John Pinke from the Eleaventh day of October in the yeare of our Lord 1680 untill the eighth Day of January then next Ensueing, and by the same time had received of the Tobacco and goods of the said John Pinke att Somersett County aforesaid, by the hands of Charles Hutchins the sume of ffoure hundred thirty and Eight pounds of tobacco, and by the hands of the seaverall Persons hereafter named the Seaverall Quantyes of Porke hereafter mentioned that is to Say of Leonard Jones One hundred ninety nine pounds of porke of ditto Jones. Three hundred and Nineteene pounds of Porke Of John Browne ffive hundred and tenn pounds of Porke of George Andrew One hundred thirty three pounds of Porke of Peter Colloway Two hundred sixty and two pounds of Porke, Of Charles Hutchins Two thousand five hundred and fifty pounds of Porke Of Joseph Thompson three hundred thirty Eight pounds of Porke, Edward ffisher Six hundred pounds of Porke, of Thomas Daniel six hundred and twenty pounds

Liber W. C. of Porke, of Thomas Clarke One hundred fifty six pounds of Porke, a Noate und^r his the said Thomas's hand to pay the said John Pinke ffoure hundred and twenty pounds of Porke All w^{ch} seaverall quantities of Porke doe in the whole Amount to the sume or Quantity of six thousand One hundred & sixteene pounds of Porke To Render a reasonable accompt for the same to the said John Pinke when he should be thereunto Required Neverthelesse the said Thomas Jones though often required the same Reasonable Accept to the same John Pinke hath not as yet Rendered but the same to him hitherto to Render he hath denyed & still doth denye whereupon the said John Pinke sayth he hath Damage and Losse To the vallue of twelve thousand pounds of tobacco And thereupon he bringeth his suite

And the said Thomas Jones by Robert Ridgely his Attorney cometh and Defendeth the force and Injury when &c. and Prayeth liberty to imparle hereunto untill next provincially Court & it is granted unto him the same Day is given to the Plantiffe Likewise

Att w^{ch} said next Provincially Court to wit the second day of March in the seaventh yeare of the Dominion of the R^t hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni 1681 Came the said Partyes by their Attorneys aforesaid and the said Thomas Jones by his said Attorney sayth that the said John Pinke his accōn aforesaid against him the said Thomas ought not to have because he sayth that he doth not denye but that he was Receiver of the Tobacco and Porke of him the said John from the said Eleaventh day of October in the said Declaracōn mentioned untill the Eighth day of January then next following, & by the said time had Received of the Porke of him the said John to Render an accompt thereof according to the forme and effect of a Certaine writeing of agreement betweene them the said John Pinke & Thomas Jones made bearing date the Twelfth day of October in the yeare aforesaid by the said Jones Signed sealed & to the said John delivered By w^{ch} it was witnessed that the said Deft did then Receive from the said Plantiffe bills and accounts amounting to the sume of six Thousand One hundred & sixteene pounds of Porke, Itt was then agreed betweene the said Pinke and the said deft that the said deft should use his Endeav^{rs} to receive the said seaverall sumes of Porke to his owne use and behoofe, & what he the said deft should not receive he the said deft should give the said John timely notice by the Three and twentyeth day of November next Ensueing the date of the same writeing, and after such notice given the said John should in tenn dayes time himself goe and deliver or Cause to be delivered the said Seaverall sumes of Porke ffor w^{ch} said seaverall sume or sumes soe Received the Said Thomas did binde himself his heires &c^a to pay unto the said John or his ord^r the sume of ffifteene shillings sterling for every hundred Soe received, Either in Ready money or else in good bills of Exchange for the Island of Barbadoes, & if neither Money nor bills of Exchange for the said Island of Barbadoes could be

purchased That then the said Thomas did binde himself his heires &c. to deliver unto the said John or his order the said seaverall Sumes as aforesaid Received at a Convenient Landing in st Jeromes Creeke, the said John Allowing for Caske & salt a Reasonable Price as is sold comonly from one to another And also takeing the said Meate att the Greene weight as it was first bought as by the said writeing Relation being thereunto had more fully & more at Large it doth & may appeare, and the said Thomas further sayth that in Pursuance to the writeing aforesaid he did the said Eighth day of January in the yeare 1680 aforesaid Deliver to the said John the said seaverall sumes of Porke Received as aforesaid in S^t Jeromes Creeke aforesaid & then and there did fully account wth him the said John of the Tobacco and Porke aforesaid And this he is Ready to Avere and thereupon Demands Judgment of the Court if the said John his Action aforesaid against him Ought to have, **Whereupon** Robert Carvile the Pl^{ts} Attorney produced to the Court here a Certaine writeing w^{ch} followes in these words Viz Itt is this day being the Eight and Twentyeth day of ffebruary 1681 agreed that the account in question betweene John Pinke Plantiffe and Thomas Jones deft be referred to Henry Smith and Robert Mason Audito^{rs} to heare and state the account to the Court as wnesse our hands.

Liber W. C.

p. 520

Robert Carvile
Thomas Jones

And the said Thomas Jones being p^rsent in Court acknowledged to have Consented thereunto :

Therefore itt is Considered by the Court here that the aforesaid Thomas Jones Account with the said John Pinke for the time he was Receiver of the goods and Tobacco of him the said John by the time aforesaid Received in the forme in wch the Plantiffe above hath Declared against him. And hereupon Harry Smith and Robert Mason gentl are Assigned Audito^{rs} by the Court here to Audite State and Examine the said account soe as they make their Report thereof to the Justices of this Court, wth all Convenient speede, & that they the said Audito^{rs} be Armed with a Comission to Empower them to audite state and Examine the said accompt in manner aforesaid & to Examine witnesses Upon oath if Occasion require touching and Concerning the premisses

And thereupon a Comission issued w^{ch} followes in these words : viz **Charles** Absolute Lord and Prop^{ry} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c. To Henry smith & Robert Mason of s^t Maryes County in our said Province of Maryland **Greeting** Whereas Thomas Jones late of Somersset County in Our said Province of Maryland was Sumoned to answere unto John Pinke Marchant of a Plea that he rend^r unto him his reasonable account for the time he was the Receiver of the goods & tobacco of

Liber W. C. him the said John and w^{ch} to him to Rend^r he ought And for that the said partyes have Proceeded in Our Provinciaall Court off and upon the premisses Soe farr that by and with the Consent of the Attorneys of both sides Judgment is by the Justices of our Said Court awarded That the said Thomas Jones ought to account with the said John Pinke for the time he was Receiver of the goods and tobaccoes of him the said John Pinke Wee doe therefore hereby authorize and Empower yo^u the said Henry Smith and Robert Mason audito^{rs} to audite state and the account of the said Thomas Jones to the said John Pinke to the End aforesaid to examine, and that yo^u forthwith meete at such place as you shall think Convenient for the stateing auditeing and Examineing the same, & that the sd Thomas Jones doe then and there attend yo^u untill his said account be by yo^u stated audited & Examined as aforesaid, & for the more effectual discovery of the truth of ye premisses you are hereby further Empowered & appointed to Administer oath or Oathes to any witsesse or witnesses that shall be Produced before yo^u touching and Concerning the premisses, and that the said accompt after Mature Deleberation thereupon had & when the same is audited stated & Examined by yo^u as aforesaid that you the said Audito^{rs} make Report thereof unto Our Justices of our Provinciaall Court to be held at our City of st Maryes this Third day of March instant under your hands and seales, And for your Proceedings herein this shall be yo^r warrant Witsesse Our self the third day of March in the seaventh yeare of our Dominion over Our said Provinces &c. Annoq̃ Doni. 1681,

W^m Calvert. Secretary

On w^{ch} said third day of March in the yeare of our Lord 1681, aforesaid Came the said Plantiffe by his Attorney aforesaid. and the said Deft Likewise & the said Henry Smith and Robert Mason made returne to the Court here of an accompt by them stated audited
p. 521 and Examined betweene the said Plantiffe and deft, and their hands and seales w^{ch} followes in these words Viz.

M^r Thomas Jones. D^r to M^r Jn^o Pinke

fi Porke

To seaverall new bills for Porke }
delivered yo^u } 6116

p Contra C^r

fi Porke

By Porke brought M ^r Pinke.....	3893
By shrinkidge of y ^e sd Quantity 15 p Cent.....	585
By sallary 10 p Cent.....	390
By salt upon the Meate.....	250
By Caske to put it in and to put y ^e fatt in.....	220
By abatement of M ^r Hutchins.....	030

By tobacco due 101 ^h Tob: in Porke.....	050	Liber W. C.
p money payd M ^r Pinke & a paire of shoes in all 10 ^t	067	
	<hr/>	
	Total	5485
By Porke due to ball to John Pinke.....	631	
	<hr/>	
	6116	

March y^e 3^d 1681

Wee whose Names are underwritten have Examined all accounts that have been brought to our sight by John Pinke and Thomas Jones & wee finde that the above ballance of six hundred thirty one pounds of Porke is Justly due unto the said John Pinke from the said Thomas Jones.

Henry Smith (sealed)

Rob^t Mason (sealed)

And hereupon the accompt & Report of the Auditors aforesaid being Read and heard It is Considered by the Court here that the said John Pinke Recover against the said Thomas Jones aswell the aforesaid sume of six hundred thirty and one pounds of Tobacco debt being the ballance of the foregoing accompt by the Auditor^s aforesaid in manner aforesaid found to be due as also the sume of pounds of tobacco for costs of suite and the said Deft in mercy &c.

I Thomas Jones of Somerset County doe hereby release unto John Pinke of st Maryes County Marchant all Errors or Causes of Errors whatsoever actions suites Cause or Causes of actions debts and Demands whatsoever for or by reason of any Cawse or matter whatsoever w^{ch} I may have of the said John Pinke upon any suite or Judgment whatsoever As witnesse my hand & seale this fourth day of March 1681

2

Thomas Jones (sealed)

Testes. **Rich^d Peacock**

Ro: Carville

March y^e 4th 1681

Ordered by the Court here that the above named Thomas Jones pay all Costs and Charges accrued by reason of y^e foregoing Judgment both for p^t & Deft:

Samuel Allen } Gourney Crowe late of Dorchester County other-
ag^t } wise Called Gourney Crowe of Dorchester County
Gourney Crowe } was sumoned to answere unto Samuel Allen in
Southampton in the Kingdome of England Mar-
chant of a Plea that he Render unto him the full and Just sume of
twenty seaven thousand three hundred ninety & two pounds of good

Liber W. C. sound Marchantable & every way well Condiconed tobacco and Caske w^{ch} to him he oweth and unjustly doth detain

And whereupon the said Samuel Allen by Charles Boteler his Attorney sayth that whereas the said Gourney Crowe upon the Thirteenth day of November in y^e yeare of our Lord 1680 By his Certaine bond or writeing Obligatory sealed with the seale of him the sd Gourney and here in Court Produced whose date is the day and yeare aforesaid, was holden & firmly bounden unto Samuel Allen in Southampton in the Kingdome of England Marchant in full and Just sume of Twenty seaven Thousand three hundred ninety & two pounds of good sound Marchantable and every way well Conditioned Tobacco in Caske, To be payd to Richard Smith Jun^r of Calvert County or to his Certaine Attorney his heires Executors Adm^{rs} or Assignes for the prop acco^t & use of the said Samuel Allen, To w^{ch} payment well and truely to be made the said Gourney Crowe did binde himself his heires Executo^{rs} and Adm^{rs} firmly by those presents, Neverthelesse the said Gourney Crowe the said sume of Twenty Seaven thousand three hundred Ninety and two pounds of tobacco although often thereunto required unto the said Richard Smith for the Prop acco^t of the said Sam^{ll} Allen hath not as yet paid, but the same to pay hath denyed & still doth denye Whereupon the said Samuel Allen sayth he is Damnified and hath losse to the Vallue of thirty thousand pounds of Tobacco And thereupon he bring his suite

And the said Gourney Crowe by Robert Ridgely his Attorney Cometh and defendeth the force & injury when &c & prayeth hearing of the writeing aforesaid & it is read unto him, he also Prayeth hearing of the Condicon of the said writeing and it is read unto him in these words: (viz) The Condicion of this Obligacō is such That if the above bounden John Rawlings Michael Bacey and Gourney Crowe or Either of them their heires Executo^{rs} or Adm^{rs} doe well and truely pay or Cawse to be payd unto the abovesaid Richard Smith Jun^r or to his Certaine Attorney his heires Executo^{rs} Adm^{rs} or assignes for the prop acco^t and use of the aforesaid Samuel Allen the full and Just sume of thirteene thousand Six hundred Ninety and six pounds of good Marchantable and every way well Conditioned tobacco in Caske in some Convenient place or Places in the aforesaid Dorchester County at or before the Tenth day of December next after the date hereof then this Obligacōn to be voyd or else to stand in full force & vertue

Now here at this day to wit the second day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq̃ Doni 1681 Came the said Samuell Allen by his Attorney aforesaid and Offered himself against the said Gourney Crowe in the Plea aforesaid, but the said Gourney Crowe came not but made default Therefore itt is Considered that the said Samuel Allen Recover against the said Gourney Crowe aswell the

aforesaid Sume of Thirteene thousand Six hundred Ninety & six Liber W. C.
pounds of tobacco debt as also the sume of
pounds of tobacco for Costs of Suite. & the Deft in Mercy &c^a

Raymond Stapleford	} Richard Meekins late of Dorchester County
ag ^t	
Richard Meekins	} Planter was attached to answer unto Ray-
	mond Stapleford of a plea wherefore with
	force and Armes the Close of him ye sd Ray-
	mond called the Reserve att Dorchester County aforesaid did breake
	& the Grasse of ye sd Raymond in the said Close growing to the
	vallue of five pounds with his feet in walking trod downe & con-
	sumed, & twenty white oake timber trees of the vallue of tenn
	pounds in the sd Close growing did fall Cutt downe and destroy,
	& other Enormities to him did doe to ye greate Damage of him
	the said Raymond Stapleford and against the Peace &c.

And Whereupon the said Raymond Stapleford by Robert Ridgely
his Attorney Complaineth that whereas the said Richard Meekins
the second day of June in the yeare of our Lord 1680 wth force &
Armes the Close of him the said Raymond Called the Reserve at
Dorchester County aforesaid did breake, & the Grasse of the said
Raymond in the said Close growing to the Vallue of ffive Pounds
wth his feete in walking trod downe & consumed, and twenty white
oake Timber trees of the vallue of tenn pounds in the s^d Close grow-
ing did fall Cutt downe and destroy & other Enormities to him
did doe to the Damage of him the said Raymond the sume of
Twenty pounds sterling And thereupon he bringeth his suite:

And the said Richard Meekins by Kenelm Cheseldyn his At-
torney Cometh and defendeth the force and injury when &c and
Prayeth Liberty to imparle hereunto untill next provincially Court
& it is granted unto him ye same day is given to y^e p^{lt} also:

Now here at this day to wit the fourth day of March in ye seav-
enth yeare of ye Dominion of the Right hono^{ble} Charles Lord Balte-
more &c Annoq^o Doni 1681 Came the said Richard Meekins by his
Attorney aforesaid & sayth that as to ye comeing wth force & Armes &
also of breaking the Close aforesaid of the said Raymond and Cut-
ting downe the timber trees aforesaid & also the residue of the
said trespasse he is in noe wise guilty as the said Raymond in his
declaracō hath above declared against him & of this he puts him-
self upon the Country; but the said Raymond Came not but made
default Therefore it is Considered that the said Raymond Staple-
ford take nothing by his writ aforesaid but be in mercy for his false
Clayme therein. and the said Richard Meekins may goe thereof
without day. and that the said Richard Meekins Recover ag^t the s^d
Raymond stapleford the sume of Eight hundred & sixteene pounds
of tobacco for his Costs & charges by him about his defence in this
behalf Laid out & Expended & the said Richard may have thereof
Execution

Liber W. C.
p. 523

Symon Edwards & Susanna his wife
& Jn^o Gyatt & Alice his wife late wife
of Samuel Graves decd. Executrixes
of Demetrius Cartwright deceased
ag^t
Kenelm Cheseldyn gentl

Memorandum the fourth
day of October in ye sixth
yeare of the Dominion of
Charles absolute Lord and
Prop^{ry} of this Province Att
a Provinciaall Court held at
the City of st Maryes for

the said Right hono^{ble} Lord Prop^{ry} Came here into Court Symon Edwards and susanna his wife & John Gyatt and Alice his wife late wife of Samuel Graves decd Executrixes of the Last will and Testament of Demetrius Cartwright late of Calvert County Innholder decd by Charles Boteler their Attorney & Exhibitt their certaine bill of Complaint against Kenelm Cheseldyn gentl. one of the Attorneys of this Court here p^rsent in Court of a plea that he Render unto them the Sume of Two thousand foure hundred pounds of good sound Marchantable Leafe tobacco in Caske w^{ch} to them he oweth & unjustly doth detaine

And Whereupon the said Simon and Susanna his wife & the said John & Alice his wife by Charles Boteler their Attorney say That whereas the said Kenelm Cheseldyn upon the five and Twentyeth day of May in the yeare of Our Lord God 1672 By his certaine bill Obligatory sealed with the seale of him the said Kenelm and here in Court Produced whose date is the day and yeare first above written did owe & was indebted unto Demetrius Cartwright aforesaid the full and Just sume of Two thousand foure hundred pounds of good sound Marchantable Leafe Tobacco in Caske to be payd at some convenient place in Petuxent River upon Demand unto him the said Demetrius Cartwright his heires Executo^{rs} Adm^{rs} or Assignes To the w^{ch} payment well and truely to be made the said Kenelm Cheseldyn did binde himself by his heires Executo^{rs} and Adm^{rs} firmly by those presents **Neverthelesse** the said Kenelm Cheseldyn the said sume of Two thousand foure hundred pounds of tobacco though often thereunto required unto the said Demetrius Cartwright in his life time hath not payd Nor unto the said Symon Edwards and susanna his wife Nor unto the said samuel Graves nor Alice his wife in the life time of the said samuel Nor unto the said Alice after the death of the said samuel whilst she was sole Nor unto the said John Gyatt and Alice his wife since their Nuptialls Nor unto any or Either of them. To w^{ch} said susanna and Alice ye Execution of the Testament aforesaid by the hono^{ble} the Judge for Probate of wills and Testaments and granting Administracōns within this Province hath beene Comitted But the said Two thousand foure hundred pounds of Tobacco hitherto to pay hath denyed and still doth denye **Whereupon** the said symon and susanna and the said John & Alice say they are Damnified & have Losse to the vallue of three thousand pounds of tobacco And thereupon they bring their suite, **And** that it may appeare to the Court

here that the said Susanna and Alice are Executrixes of the Last will & Testament of the said Demetrius Cartwright and thereof to have Execucōn their Letters Testamentary they here bring into Court: Liber W. C.

And the said Kenelm Cheseldyn by Thomas Burford his Attorney cometh and defendeth the force & injury when &c. and Prayeth Liberty to imparle hereunto untill next Provinciaall Court & It is granted unto him the same day is given to the Plantiffes Likewise

Now here at this day to wit the fourth day of March in the seaventh yeare of ye Dominion of the Right hon^{ble} Charles Lord Baltemore &c. annoq³ Doni 1681 Came the said partyes by ther Attorneys aforesaid, and the said Kenelm Cheseldyn by his sayd Attorney sayth That the sd Symon Edwards and Susanna his wife & John Gyatt & Alice his wife late wife of Samuel Graves deceased Executrixes of the Last will & Testament of the Said Demetrius Cartwright deceased their accōn aforesaid against him the said Kenelm Ought not to have ffor that he saith that he the said Kenelm the said sume of Two thousand foure hundred pounds of tobacco in the said writeing obligatory mentioned did Satisfy and pay unto the said Demetrius Cartwright in his life time according to the Teno^r of ye said writeing obligatory & this he is ready to averre & Craves Judgment whether the said symon Edwards & susanna his wife & John Gyatt & Alice his wife late wife of samuel Graves deceased Executrixes of the Last will & Testament of the said Demetrius Cartwright deceased their accōn against him ought to have And the said Executo^{rs} by their said Attorney Say that by any thing above alleadged of their action afores^d they ought not to be barred Because they say that the said Kenelm Cheseldyn the said Sume of Two Thousand foure hundred pounds of tobacco hath not payd in manner and forme as the said Deft above hath alleadged, and this they pray be Enquired of by the Country, & the deft Likewise p. 524

Itt is therefore Comanded the Sheriffe of S^t Maryes County that he Cause to come here twelve &c by whome &c. and who neither &c. to Recognize &c. because as well &c:

On w^{ch} said fourth day of March in the yeare aforesaid Came the said Partyes by their Attorneys aforesaid. and the Juro^{rs} Impannelled being called likewise came to wit, John Addison Daniel Clocker Joshua Guibert. John Watson Thomas Bowdle, John Hollins, Thomas Wynne. Robert Graham, James Ellis, John Stone, William Guither & Thomas Courtney Who being Elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say. That the said Kenelm Cheseldyn the said sume of Two thousand foure hundred Pounds of tobacco in the said writeing Obligatory mentioned did satisfy and pay unto the said Demetrius Cartwright in his life time according to the Teno^r of the said writeing Obligatory Therefore Itt is Considered that the said symon Edwards and

Liber W. C. susanna his wife and John Gyatt and Alice his wife Executrixes as aforesaid take nothing by their writ aforesaid. but be in Mercy for their false Claime thereupon, and that the said Kenelm Cheseldyn goe thereof without day &c.

John Baker } Daniel Carnell late of Talbot County gentl was At-
ag^t } tached to answer unto John Baker of a plea of
Daniel Carnell } Trespasse of the Case

And whereupon the said John Baker by Robert Ridgely his Attorney complayneth that Whereas the said Daniel the sixth day of March 1679 being Justly indebted unto the said John in the sume of Two thousand three hundred pounds of tobacco for divers goods and Marchandizes to him the said Daniel by the said John att the Speciall instance and request of him the said Daniel before that time sold and delivered, In Consideration whereof the said Daniel did Assume upon himself and to the said John Did then and there faithfully pmise that the said Daniel him the said John the said sume of Two thousand three hundred pounds of tobacco when thereunto required would well and truly content & pay. Yett Neverthesse the said Daniel his promise and assumption aforesaid made not regarding, but Deviseing and fraudulently intending him the said John in that behalfe Craftily and Subtily to deceive & defraude the said Sume of Two thousand three hundred pounds of Tobacco according to his promise and Assumption aforesaid hath not payd Although often thereunto required but the same to pay hath denied and still doth denye to ye Damage of the said John ffoure thousand six hundred pounds of tobacco And thereupon he bringeth his suite

And the said Daniel Carnell by Robert Carvile his Attorney cometh and Defendeth the force & injury when &c and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the Plantiffe Likewise

Now here at this day to wit the sixth day of March in the seaventh year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq Doni 1681 came the said parties by their Attorneys aforesaid and the said Daniel Carnell by his said Attorney sayth That the said John Baker his accōn aforesaid against him ought not to have, Because he sayth that the said John after the said sixth day of March 1679 in y^e Declaration mencōned on w^{ch} day it is suposed the said Daniel stood Justly indebted to the said John the sd sume of Two thousand three hundred pounds of tobacco, that is to say upon the seaventeenth day of March in the year of our Lord 1679 aforesaid by his writeing und^r his hand & here in Court produced. did acknowledge to have Received of the said Daniel Carnell the sume of five thousand three hundred and fifty pounds of tobacco in full of all bills bonds and dues debts & demands whatsoever from the beginning of the world untill that day and

this he is ready to averre wherefore he Demands Judgment if the said John his action aforesaid against his owne Prop writinge of receipt or acquittance ought to have, Whereupon the said John Baker refuseth to make any further Prosecucōn against the said Daniel Carnell in the plea aforesaid Therefore Itt is Considered by the Court here that the said John Baker take nothing by his writ aforesaid but be in mercy for his false clayme therein. & that the said Daniel Carnell goe thereof wthout day, and that the said Daniel Carnell Recover against the said John Baker the sume of Nine hundred thirty & three pounds of tobacco for his Costs & charges by him about his defense in this behalfe Layd out & expended & the said Daniel may have thereof Execution

Liber W. C.

Henry Brent & Ann his	} Kenelm Cheseldyn late of st Maryes	p. 525	
wife. Ex ^x Baker Brooke Esq ^r			County gentl ^e Executo ^r of the last
ag ^t			will and Testam ^t of John Jones late
Kenelm Cheseldyn Ex ^r of			of St Maryes Citty gentl ^e decd was
John Jones	} sumoned to answer unto Henry		
	Brent and Ann his wife Ex ^x of the		

Last will & Testament of Baker Brooke Esq^r late surveyo^r Generall of the Province of Maryland of a plea that he render unto them One hundred Thousand pounds of tobacco w^{ch} from them he unjustly detaineth

And Whereupon the said Henry and Ann say that Whereas the said John Jones in his life time to wit the seaven and twentyeth day of Aprill in the yeare of our Lord 1677 by his Certaine bond or writinge Obligatory sealed with the seale of him the said John and here in Court produced Whose date is the day and yeare abovesaid Did Confesse himself to be held and firmly bound to ye said Baker Brooke in the sume of One hundred thousand pounds of good sound Marchantable tobacco & Caske. To be payd to the said Baker Brooke or his Certaine Attorney his Executo^{rs} Adm^{rs} or assignes, Yett Notwithstanding the said John Jones in his life time Or the said Kenelm since his death the said sume of One hundred thousand pounds of tobacco to him the said Baker Brooke in his life time or to the said Ann after his death while she was sole Or to the said Henry & Ann after the Espousalls betweene them Celebrated though often thereunto required did not pay, but the same to pay hath hitherto denyed & the same to them to pay doth as yett denye & unjustly detaineth Whereupon they say they are Damnfied & have Losse to the Vallue of One hundred and tenn thousand pounds of tobacco & thereupon they bring their suite, And they bring here into Court the Letters Testamentary of the said Baker by wch it may appeare to the Court here the said Ann is Executrix of the will of the said Baker & thereof to have Execucōn

And the said Kenelm Cheseldyn in his prop pson Cometh and Defendeth the force and Injury when &c & prayeth the hearing of

Liber W. C. the writing Obligatory aforesaid & it is read unto him he also prayeth the hearing of the Condicton of the said writing Obligatory and It is read unto him in these words, The Condicton of this Obligacōn is Such that If the above bound John Jones doe and shall at all times hereafter receive and Comply with all such Orders and instructions w^{ch} the above Named Baker Brooke shall und^r his hand Ord^r appoint and direct Touching the Office of Deputy Surveyor in st Maryes County and be accomptable to the said Baker Brooke his Executo^{rs} or Adm^{rs} for the moyety or halfe part of all fees and proffitts that shall by acts of Assembly arrise and become due & payable by reason or Meanes of the said Office or Imployment & also doe and shall save harmlesse and Indemnified the said Baker Brooke his Executors and Adm^{rs} of and from all actions suites & Damages that may arrise by reason or through any Erro^r in any survey or resurvey hereafter to be made and Comitted by the said John Manley. Then this Obligation to be voyd or Else to stand and be in full force

Now here at this day to wit the second day of March in ye seaventh year of the Dominion of the R^t hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni. 1681 Came the said plantiffes by their Attorneys aforesaid, and the said Kenelme Cheseldyne Came likewise in his proper person: and the said Kenelm Consenteth that Judgment Passe against the Goods and Chattles of the said John Jones in his hands Remaining for the sume of Twelve hundred sixty seaven pounds of tobacco debt with Costs of suite, Therefore it is Considered by the Court here that the said Henry Brent and Ann his wife Ex^x as aforesaid Recover against the said Kenelm Cheseldyn Ex^r as aforesaid aswell the aforesaid sume of Twelve hundred Sixty and seaven pounds of tobacco debt as also the sume of Eight hundred and fourteene pounds of tobacco for Costs of suite, and the said partyes in open Court release to Each other all Erro^{rs} or Causes of Erro^{rs} actions suites Cause or Cawses of accons or suites by reason the Judgment aforesaid

John Braday	}	John Richardson late of Dorchester County was ag ^t attached to answer unto Jn ^o Braday of a plea of Jn ^o Richardson) Trespasse of the Case

And whereupon the said John Braday by Robert Carville his Attorney Sayth that whereas heretofore that is to say upon the Tenth day of Aprill in the yeare of our Lord 1680 at a Plantacōn Called ffox hill in Greate Choptanke hundred in the said County of Dorchester a Certaine Communication was had and

p. 526 Moved betweene the said John Richardson and the aforesaid John Braday of and concerning a certaine Marriage betweene him the said John Braday and One Sarah Richardson onely daughter of the said John Richardson to be had and Solemnized Upon which Communication he the said John Richardson then and there in Con-

sideration that the said John Braday at the speciall instance and request of him the said John Richardson would take to his wife the said Sarah & would marry her. Did then and there assume upon himself & to the said John Braday faithfully promise that he the said John Richardson would well and faithfully Content and pay to him the said John Braday the sume of One hundred Pounds of good and Lawfull money of England, and the said John Braday in ffact sayth that he the said John Braday trusting to the promise & Assumption of him the said John Richardson aforesaid, Afterwards to wit the sixth day of June in the yeare of Our Lord 1680 aforesaid at Great Choptanke aforesaid Did with the consent and good likeing of the said John Richardson take to wife Espouse and marry the said Sarah, Yett the aforesaid John Richardson little regarding his promise & Assumption aforesaid, but plotting and fraudulently intending the afores^d John Braday in that behalfe to deceive and Defraud, the aforesaid One hundred pounds or any parcell thereof according to his Promise and Assumption aforesaid hath not as yet paid nor in any manner for the same hitherto given Content Although he the said John Richardson by the said John Braday afterwards to wit the first day of Aprill in the yeare of our Lord 1681 at Greate Choptanke aforesaid hath beene thereunto required. By w^{ch} the said John Braday divers comodities profits and advantages w^{ch} he with the aforesaid One hundred pounds by buying and selling might have had & gained if the aforesaid Jn^o Richardson his pmise and Assumption aforesaid in forme aforesaid had pformed hath totally Lost & is deprived off Whereupon the said John Braday sayth that he is Damnified & hath damage to the vallue of One hundred & fifty pounds sterling and thereupon he bringeth his suite

And the said John Richardson by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c & Prayeth Liberty to Imparle hereunto untill next Provinciaall Court & it is granted unto him the same Day is given to the plt also:

Now here att this Day to wit the second day of March in the seaveanth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq Doni. 1681 Came the said John Braday by his Attorney aforesaid & Offered himself against the said John Richardson in the plea aforesaid but the sayd John Richardson Came not but made default Whereupon the said John Braday Remaineth against the said John Richardson thereof wholly undefended Therefore Itt is considered by the Court here that the aforesaid John Braday Recover against the said John Richardson aswell the aforesaid sume of One hundred pounds of good and Lawfull money of England the debt aforesaid wth costs of Suite, as also his Damages by him sustained by Occasion of the Detaining the Debt aforesaid, but because it is not Knowne to the Court here what Damages the said John Braday hath sustained by occasion thereof,

Liber W. C.

Liber W. C. The said p^{lt} by his Attorney aforesaid moved the Court here for a writ of Enquiry of Damages and Itt is granted unto him and ffoloweth in these words:

Charles Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c. To the Sheriffe of st Maryes County greeting Whereas John Richardson Late of Dorchester County was attached to answere unto John Braday of a plea of Trespasse of the case, and that in such manner it is proceeded in Our Provinciall Court that the said John Braday Recover against the said John Richardson aswell the sume of One hundred pounds of good and Lawfull Money of England with his Costs of Suite as also his Damages Sustained by Occasion of the Detaineing thereof, but because it is not Knowne to the Court here what Damage the said John Braday hath sustained by occasion thereof Wee therefore Comand you that you Cause to come here (to wit) to the Citty of s^t Maryes before our Justices of our Provinciall Court this instant third day of March Twelve good and Lawfull men of our said Province Dilligently to Enquire what damages the said John Braday hath sustained by occasion of y^e p^rmisses and have yo^u there the Names of the Juro^{rs} aforesaid and this writ: **Witnesse** Our self the third day of March in the seaventh yeare of our Dominion &c^a Annoq^{ue} Doni. 1681

On w^{ch} third day of March 1681 aforesaid came the said parties by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) Edward ffishwick William Twisdale. Timothy Tracy, William Harper, John Martindale, William Blankenstine, Thomas Price, Thomas Williams Dennis Sulevant. & Richard Hartrapp: Who being elected tryed and Sworne to say the truth in the premisses upon their Oathes doe say that the said John Braday hath sustained Damage by Occasion of the detaineing of the Debt aforesaid of One hundred pounds sterling aforesaid to the Sume of Eight pounds fifteen shillings sterling **Therefore** Itt is considered by the Court here that the said John Braday Recover against the said John Richardson aswell the aforesaid Sume of One hundred pounds Sterling Debt. and Eight pounds ffifteene shillings sterling Damages by the Jury aforesaid in forme aforesaid Assessed as also the Sume of Three thousand Nine hundred and twelve pounds of Tobacco for costs of suite. and the said Deft in Mercy &c^a:

March y^e 3^d 1681

John Edmondson being p^rsent in Court acknowledged himself to be the Attorney of Jn^o Richardson late of Dorchester. County. and that he Retained M^r Kenelm Cheseldyn One of the Attorneys of this Court, to be Attorney att Lawe for the said John Richardson to Defend the aforegoeing action

Samuell Allen } Michael Bacey late of Dorchester County Other- Liber W. C.
 ag^t } wise called Michael Bacey of Dorchester County
 Michael Bacey } was Sumoned to answer unto Samuel Allen in
 Southampton in the Kingdome of England Marchant
 of a plea that he Render unto him the full and Just Sume of twenty
 Seaven thousand three hundred Ninety and two pounds of good
 sound Marchantable & every way well conditioned Tobacco and
 Caske w^{ch} to him he oweth and unjustly detaineth

And whereupon the said Samuel Allen by Charles Boteler his
 Attorney sayth that whereas the said Michael Bacey upon the thir-
 teenth day of November in the yeare of our Lord One thousand six
 hundred and eighty by his certaine bond or writeing obligatory sealed
 with the seale of him the said Michael and here in Court produced
 Whose date is the day and yeare aforesaid Was holden & firmly
 bounden unto Samuel Allen in Southampton in the Kingdome of
 England March^t in the full and just Sume of twenty seaven thousand
 three hundred ninety and two pounds of good Sound Marchantable
 and every way well condiconed Tobacco in Caske To be payd to
 Richard Smith Jun^r of Calvert County or to his Certaine Attorney
 his heires Executo^{rs} Adm^{rs} or assignes for the prop acco^t and use
 of the aforesaid Samuel Allen To w^{ch} payment well & truely to be
 made the said Michael Bacey did binde himself his heires Executo^{rs}
 and Adm^{rs} firmly by those presents **Neverthelesse** the said Michael
 Bacey the said Sume of twenty Seaven thousand three hundred
 Ninety and two pounds of tobacco although often thereunto required
 unto the said Richard Smith for the prop accompt of the said Sam-
 uel Allen hath not as yet payd but the same to pay hath denyed and
 as yet doth denye **Whereupon** the Said Samuel Allen sayth he is
 Damnified and hath Losse to the Vallue of thirty thousand pounds
 of Tobacco and thereupon he bringeth his suite

And the said Michael Bacey being in the custody of the sheriffe
 of Dorchester County was by the said sheriffe brought into Court,
 and prayeth the hearing of the writeing aforesaid and it is Read
 unto him, Hee also prayeth the hearing of the Condition of the said
 writeing obligatory & it is read unto him in these words. The Condi-
 tion of this Obligacōn is such that if the above bounden John Raw-
 lings Michael Bacey and Gourney Crowe or Either of them or
 Either of their heires Executo^{rs} or Adm^{rs} Doe well and truely pay
 of Cause to be payd unto the abovesaid Richard Smith Jun^r or to
 his certaine Attorney his heires Executo^{rs} Adm^{rs} or Assignes for
 the Proper accompt and use of the said Samuel Allen the full and
 Just Sume of thirteene Thousand six hundred Ninety and Six
 pounds of good Marchantable and every way well conditioned
 Tobacco in Caske in Some Convenient place or places in the afore-
 said Dorchester County att or before the Tenth day of November
 next after the date hereof, then this obligacōn to be voyd or Else
 to stand inforce and vertue, w^{ch} being read and heard the said

Liber W. C. Samuel Allen by his Attorney aforesaid Moved the Court here for speciall bayle to the action aforesaid Whereupon the said Michael Bacey not procureing Speciall. The said Michael Bacey at the request of the p^{lt} Attorney in this day to wit the Eighth day of November in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni. 1681. Turned
 p. 528 over in open Court by the sheriffe of Dorchester County And It is Ordered by the Court here that the said Sheriffe of S^t Maryes County doe Keepe the said Michael Bacey in safe custody untill he shall putt in Special bayle to answer the aforesaid action of the said samuel Allen & to abide Judgment thereupon: And thereupon the said Michael Bacey was by Majo^r William Boareman Sheriffe of s^t Maryes County aforesaid taken into Custody in Open Court according to the aforesaid Comitment

And Now here at this day to wit the Second day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq̃ Doni. 1681 came the said Samuel Allen by his Attorney aforesaid. and the said Michael Bacey is by the Sheriffe of st Maryes County aforesaid^d brought into open Court: And the said Michael Consenteth that Judgment Should passe against him at the suite aforesaid of the said Samuel Allen for the Sume of Thirteene thousand six hundred Ninety and six pounds of tobacco debt. and Costs of suite. Therefore It is considered by the Court here that the aforesaid Samuel Allen Recover against the aforesaid Michael Bacey as well the aforesaid sume of Thirteene thousand six hundred Ninety and six pounds of tobacco Debt as also the sume of _____ pounds of tobacco for costs of suite. and the Said Deft in Mercy &c. And hereupon the said Michael Bacey by and with the Consent of the said Charles Boteler Attorney for the p^{lt} is discharged out of the custody of the said Sheriffe of st Maryes County:

William Harris	} in Ejectm ^t	John Wade late of Kent County was attached to Answer unto William Harris of a plea wherefore he with force and armes into Two hundred and thirty acres of land with the appurtenances in Kent County w ^{ch} Michael Miller to the said William did Demise for a terme w ^{ch} is not yett past did enter, and him from his ffarne aforesaid did Eject, and other harmes to him did to the greate Damage of the said William and against the Peace of the Lord Proprietary that Now is
ag ^t		
John Wade		

And Whereupon the said William by Thomas Burford his Attorney complayneth That whereas the said Michael the fifth day of August in the yeare of our Lord 1681 Att swan Creeke in Kent County aforesaid Did demise unto the said William the said Two hundred and thirty Acres of land with the appurtenances being a

parcell of Land Lyeing on the North side of a Creeke called Swann Creeke Beginning att a marked Oake being the uppermost bounded tree of Robert Parkes land & runing up the said Creeke to a marked Poplar being the Lowermost bounds of Stephen Whetstones Land, Thence Northwest to a marked Aspen tree standing in Taverne branch, Thence downe with Taverne branch to the said Parkes his Land, thence to the first named Red Oake, Bounded on the Southwest with the said Parkes his land, On the Northwest with Taverne branch, on the North East with Stephen Whetstones Land, On the southeast wth Swann Creeke. being part of a dividint Called Hinchingham To hold to him the said William and his assignes from the fourth day of the said Moneth of August unto the full end and terme of three yeares from thence next Ensueing and fully to be compleate and ended By vertue of wch Demise the said William into the said Two hundred and thirty Acres of land with the appurtenances Did enter and was thereof posessed untill the said John Wade Afterwards That is to say the said ffifth day of August 1681 aforesaid wth force and Armes &c. Into the said Two hundred and thirty acres of land with the appurtenances w^{ch} the said Michael to the said William in forme aforesaid had demised for the terme aforesaid w^{ch} is not yet past Did Enter, and him from his ffarme aforesaid Did Eject & other harmes to him did to the greate Damage &c and against the Peace &c. And whereupon he sayth that he is the worse & hath Damage to the Vallue of thirty thousand pounds of tobacco: And thereof he bringeth his Suite, To Bennett staires & John Wilkinson Tennants in posession

Liber W. C.

Unlesse the Tennant or Tennants in posession or they und^r whome he or they Claymeth Doe the next Prov^{all} Court appeare to this Declaracōn & make him or themselves defts thereunto & by rule of Court Confesse the aforesaid Lease Entry and Ejectment & insist onely upon the title The Deft in this Declaracōn will confesse Judgm^t and Posession Will be delivered accordingly to the Plantiffe

Now here att this day to wit the Second day of March in the seaventh year of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq Doni 1681 Came William Rawles of Kent County and made oath in open Court that on the foure and twentyeth day of ffebruary last past he did deliver unto Bennett Staires & John Wilkinson a true Copy of the aforesaid Declaracōn attested by the then Clerk of this Court Upon the aforementioned p^rmisses, & that the said Bennett Staires and John Wilkinson are Tennants in posession of the Lands in Question, And the said action being Solemnly called and Noe person appearing to defend the premisses The said William Harris by Thomas Burford his Attorney On the behalfe of the Lesso^r Michael Miller prayed that Judgment might be awarded by Default: and his Lopps Lord prop^{rys} writt of habere facias possession to Cause him to have of the aforementioned Land and premisses. and It is granted unto him accordingly

p. 529

Liber W. C. Marke Cordea } **Comand** was given to the Sheriffe of s^t Maryes
 ag^t } County That Whereas at a Provincia^l Court held
 John Blomfeild } at the City of s^t Maryes the sixth day of June 1679
 in a Cause and there depending betweene Marke
 Cordea plt. and John Blomfeild def^t. the said p^lt Recovered Judg-
 ment ag^t the said def^t for five thousand six hundred Seaventy two
 pounds of Tobacco debt and five hundred thirty two pounds of
 Tobacco for costs of suite, and for that Execucon hath not there-
 upon Issued It was therefore comanded the sd sheriffe that by good
 and Lawfull men of his baliwick he make Knowne unto the said
 John Blomfeild that he be & appeare here the Eighth day of Novem-
 ber in the sixth year of the dominion of the Right hono^{ble} Charles
 Lord Baltemore &c Annoq^{ue} Doni 1681 To show Cawse (If any he
 have) why Execution should not issue forth against him upon the
 said Judg^t

On w^{ch} said Eighth day of November aforesaid Majo^r William
 Boareman sheriffe of st Maryes County aforesaid made Returne
 of the writ aforesaid. that by vertue thereof, in the p^rsence of good
 and Lawfull men of his baliwick he hath made Knowne unto the
 said Jn^o Blomfeild to be and appeare here as by the said writt he
 was comanded

And the said John Blomfeild by Kenelm Cheseldyn his At-
 torney cometh and defendeth the force and Injury when &c. and
 prayeth Liberty to imparle hereunto untill next Provincia^l Court
 and it is granted unto him the same day is given to both parties

Now here at this day to wit the sixth day of March in the seaventh
 year of ye Dominion of the Right hono^{ble} Charles Lord Baltemore
 &c Annoq^{ue} Doni 1681 Came the said Marke Cordea by Robert Car-
 vile his Attorney. and the said John Blomfeild by his Attorney
 aforesaid. and the said John by his said Attorney sayth that Execu-
 tion upon the Judgment aforesaid Ought not to issue because he
 sayth he hath fully satisfied the Judgment aforesaid & of this he
 Prayes the Judgment of the Court

And the said Marke sayth that the Judgment aforesaid is not satis-
 fied as by the plea aforesaid is above pleaded and this he prayes
 may be Enquired of by the Country, **Whereupon** the said John
 Blomfeild refuseth to make any farther defence against the said
 Marke Cordea in the plea aforesaid Whereby the said Marke re-
 maineth against the said John thereof wholly undefended Therefore
 It is considered by the Court here that the said Marke Cordea Re-
 cover against the said John Blomfeild as well the aforesaid sune of
 five thousand six hundred Seaventy & two pounds of Tobacco debt
 and five hundred thirty and two pounds of tobacco for costs of suite
 in the Scire facias aforesaid mentioned as also the sune of ffive
 hundred Seaventy & One pounds of Tobacco for his costs and charges
 in this behalfe sythence in this Court Laid out & Expended and
 the said Marke Cordea may have thereof Execution

John Darnall

agt

Simon Wilmer Attorney
& Agent of Capt Rich^d
Perry

} **Comand** was given to the sheriffe of Cal-
vert County that Whereas It was formerly
comanded the sheriffe of the said County
that he should attach any the goods Chattles
or Creditts of Jarvis Ballard to y^e vallue
of Thirty three Thousand Three hundred

Liber W. C.

p. 530

thirty and three pounds of Tobacco: and when he had the same Soe attached as aforesaid or any part thereof to deliver the same unto John Darnall; and to what vallue he should attach & deliver as aforesaid he make Knowne to the Justices of the Provinciaall Court to be held at the City of st Maryes the Ninth day of Aprill 1678 Att w^{ch} said Ninth day of Aprill the said sheriffe made returne that he had attached in the hands of Samuel Holdsworth Nine thousand three hundred pounds of Tobacco, in the hands of William Harris ffoure thousand pounds of Tobacco, In the hands of ffrancis Collyer Eighty yards of Duffells Vallued at Eight hundred pounds of tobacco, In the hands of John Peirce Eight hundred pounds of Tobacco and in the hands of mr Rousby due from Capt Perry ffoure Thousand pounds of Tobacco Itt was therefore comanded the said sheriffe that by good and Lawfull men of his baliwick he make Knowne unto Symon Wilmer Attorney and Agent of the said Richard Perry that he be and appeare here the fourth day of October in the Sixth yeare of ye Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq Doni. 1681. to Shew cause If any he have why the said sume of ffoure thousand pounds of tobacco soe attached in the hands of the said Christopher Rousby then the Attorney of the said Richard Perry as the Estate of the said Jarvis Ballard ought not to be rendered Satisfyed and payd unto the said John Darnall

Att which said Provinciaall Court To witt on the said fourth day of October 1681 aforesaid Coll Henry Jowles sheriffe of the County aforesaid made Returne of the writ aforesaid that by good men of his baliwick he hath made Knowne to the said symon Wilmer that he be and appeare here at the Day and place in the said writ mentioned

And the said Symon Wilmer by Thomas Burford his Attorney cometh and Defendeth the force & injury when &c and prayeth Liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to both parties

Att w^{ch} said next Provinciaall Court Came the said parties by their Attorneys aforesaid and the said Symon Wilmer by his said Attorney sayth: that the said ffoure Thousand pounds of Tobacco in the said scire facias mentioned to be attached in the hands of the said Christopher Rousby late Attorney of the said Richard Perry Ought not to be payd unto the said John Darnall because he Sayth that the said John Darnall hath not Sufficiently Proved his said Debt Nor hath the said John Darnall given any security in this Court such as is required by the act of Assembly in this Case made

Liber W. C. and Provided Whereupon the said Symon Wilmer Prayeth Judgment whether the said sume of ffour Thousand pounds of tobacco to the said John Darnall ought to be payd

And the said John Darnall sayth that he did before the Issuing out the Scire facias aforesaid Duely prove his Debt aforesaid & was alwayes and Still is ready to give Security according to the Lawe in that case made & Provided and Prayeth Judgment for his debt aforesaid &c. Whereupon Day is given unto both pties untill next Provinciaall Court :

Now here at this day to witt the third day of March in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̄ Doni 1681 Came the said John Darnall by his Attorney aforesaid and Offered himself against the said Symon Willmer upon the plea foresaid. but the sd Symon Wilmer came not but made Default : **Whereupon** itt is Ordered by the Court here that the Said John Darnall give good and Sufficient Security to this Court according to act of Assembly in that case made and Provided. before this Court will condemne the said sume of foure thousand pounds of Tobacco soe attached as aforesaid

On w^{ch} said third day of March aforesaid came the said John Darnall with George Parker & Charles Boteler gentl his Suretyes who undertooke for the said John Darnall in the sume of ffour thousand pounds of tobacco to indemnify this Court against all actions suites or other matters that shall or may happen touching or concerning the said attachment and to make restitucon of the said sume of ffour thousand pounds of tobacco or the Vallue thereof In case the said Jarvis Ballard shall within a yeare & a day by himself or his Attorney appeare here & proceede on in the said action in comon forme & make it appeare that the said John Darnall is Satisfyed his Just and due demands, And thereupon this Court condemned the said sume of foure thousand pounds of Tobacco attached as aforesaid. & Ordered that the said Symon Wilmer Satisfy and pay the same unto the said John Darnall

p. 531 To the Hono^{ble} the Justices of the Provinciaall Court, The humble Peticon of John Doyley

humbly Sheweth

That yo^r Peticōner by Indenture was to serve the full Terme of ffour yeares after his arrivall in Virginia w^{ch} he hath well and truly served with M^r Philip Lynes who bought him of One Quarmer who came into this Province in the Ship Katherine of Waterford and arrived the first day of December 1677 Notwithstanding w^{ch} the said M^r Lynes detaines yo^r Petitioner alleadging that his Indentures are false & not made in Ireland though yo^r Petitioner can produce Evidence to this Hono^{ble} Court that they were made in Ireland and that yo^r Peticōner was to serve but foure yeares, w^{ch} terme

ended the first of December last, The said Indenture is hereunto annexed whereby it may appeare to yo^r hono^{rs} more Plaine Liber W. C.

Your Petitioner therefore humbly Craves an Order of this hono^{ble} Court for his ffreedome as likewise for his ffreedome Corne and Cloathes

And as in duty bound he shall pray &c^a

Wch: Peticon and Indenture aforesaid being seen and Read. It is the Judgment of this Court here this day to wit the Second day of March Anno Doni. 1681 That the said Indenture is noe good Indenture, Therefore itt is Ordered by the Court here that the said Thomas Doily serve five yeares from the time of his arrivall in this Province. according to the act of Assembly in that Case made and Provided for Servants that come into this Province without Indentures

To the hono^{ble} the Justices of the Provinciaall Court

The humble Peticon of Constant OKeiffe

humbly Sheweth:

That yo^r Petitioner had a servant namely James Kelly Who was arraigned and brought before yo^r hono^{rs} for feloniously Robing of Elizabeth Moore & brought in guilty by the Jury for part of his bill before Your Honours ffor w^{ch} yo^r Petitioner expended towards his fees to the sheriffe Eightene hundred thirty foure pounds of tobacco, and your Peticōner Knowing that it was a greate Scandall to yo^r Peticōners house did sett acquitt & discharge the said Kelly of all service & services due to yo^r Peticōner Onely that the said Kelly would in Convenient time pay yo^r Peticon^r the Tobacco Expended, and on the Tenth day of December the said Kelly did come to yo^r Peticōner and did then Indent to Serve yo^r Peticōner Two yeares faithfully & truly the said Kelly being to have his Corne and Cloathes at the expiracōn of the said time, and now the said Kelly absolutely Denyeth any Service due to yo^r Peticōner but sayth he is as free as yo^r Petitioner & wth all Demands his Corne and cloathes

The p^rmisses considered Yo^r. Petitioner humbly prayeth that yo^r hono^{rs} would confirme his said Indenture whereby yo^r Petitioner may have some satisfaction for all the trouble he hath beene att

And yo^r Peticōner shall pray &c.

Wch. Peticōn aforesaid being read & heard and likewise the Indenture in the said Peticon mentioned It is the Judgment of the Court here this fourth day of March 1681 that the said Indenture is a good Indenture & that the said James Kelly Ought to serve according to the teno^r thereof, & the said Constant OKeife makeing oath in Court that the said James Kelly in the time of his servitude with him the said Constant OKeife & before his arraignment for ffellony as aforesaid, did absent himselfe from the service of him the said Constant ffifteene dayes for w^{ch} he also craved f[ur]ther

Liber W. C. service of the said James Kelly according to act of Assembly in that case made & provided **Whereupon** It is further Ordered by the Court here that the said James Kelly serve the said Constant Okeiffe after the expiracōn of the said Indenture serve the said Constant OKeife One hundred and fifty dayes for his absenting himselfe from the said Constant's service fiteene dayes aforesaid

p. 532

To the hon^{ble} the Justices of the Provinciaill Court
The humble Peticōn of Richard Clarke late servant to Robert Carvile gent^r:

humbly Sheweth

That yo^r Petitioner hath served his said Master five yeares according to the custome in this Province used for Servants that come in without Indentures Neverthesse his said Master refuses to give him a discharge & also to pay him his ffreedom Corne and Cloathes

Your Petitioner therefore humbly craves an ord^r of this Court for his ffreedom & ffreedom Corne and Cloathes, And as in duty bound he shall pray &c.

Which Peticōn aforesaid being read and heard and the said Robert Carvile being p^rsent in Court & alleading that the said Richard Clarke and one other Servant of his named Thomas were by him in a short time after their arrivall in this Province brought to this Court to be adjudged of what age they were, and were both on one day Adjudged to serve six yeares a peice, & that the adjudgment of the said Thomas appeares upon the Records of this Court. but by Neglect of John Blomfeild then Clerke of the said Court. the adjudgment of the said Rich^d Clarke is not Entred upon Record, and therefore prayed that by the Neglect of the said John Blomfeild he may not Loose the benifit of a yeares Service of the said Richard Clarke but that the said Richard may compleate his time of service of six yeares according to the said adjudgment:

Whereupon this Court were fully satisfyed that the said Richard Clarke was adjudged in this Court to serve six yeares and that it was the neglect of the said John Blomfeild then the Clerke of this Court that the said adjudgment was not Entered upon Record Itt is therefore by the Court here this day to wit the fourth day of March Annoq Doni 1681 Ordered that the said Richard Clarke serve the said Robert Carvile six yeares from the time of the adjudgment of the said Thomas. as y^e same appears upon Record:

Lovelace Gossage	}	March ye 6 th 1681
ag ^t		
W ^m Stevens sen ^r		

Ordered by the Court by and with the Consent of the Attorneys of both sides that the Depositions of the Plantiffes Witnesses be taken in writing and to be admitted as Evidence at the Tryall of the action.

& the deft by his Attorney aforesaid doth admit of the award and Liber W. C. bond in the same action :

To the hon^{ble} the Justices of the Prov^{all} Court. The humble Peticon of William Douglas servant to W^m Harper of s^t Maryes County humbly Sheweth :

That yo^r Peticon^r hath long had and still hath a Miserable sore Legg w^{ch} must inevitably Perrish without some speedy course be taken for the Cure thereof, That yo^r Peticoner hath often humbly requested his said Master to seeke some Remidy for him, but his said Master hitherto hath and still doth refuse to soe doe by reason whereof yo^r Peticōner is in greate Danger of perrishing. Hee therefore humbly prayed yo^r Hono^{rs} Consideracōn of the p^rmises & that some Course may be taken for his Cure. And as in Duty bound he shall pray &c.

W^{ch} being read and heard It is Ordered by the Court here this second day of March i68i That the said William Harper at his owne Prop cost and charge doe with all convenient speed procure an able Chirurgion to Endeavo^r to cure the said William Douglas of his said sore Legg :

March y^e 4th 168i

Allowed to John Alford of Dorchester County for comeing goeing and attendance to Testify for John Braday ag^t John Richardson. In all Twenty foure Dayes at thirty pounds of tobacco p day Eight hundred & twenty pounds of tobacco :

Eod Die.

Allowed to John Nickolls and John Hungerford of Dorchester County for comeing goeing & attendance to Testify for John Braday ag^t John Richardson In all five and twenty dayes a piece wch at thirty pounds of tobacco p Diem amounts to for each of them the sume of seaven hundred and thirty pounds of tobacco :

Eod Die

Allowed to Thomas Gibson of Charles County for comeing goeing & attendance to testify for Thomas Swaney against Hugh french in all thirty three dayes at thirty pounds of tobacco p diem Nine hundred & ninety pounds of tob^o

March y^e 2^d i68i

Allowed to John Addison of S^t Maryes County gentl for comeing goeing & Attendance to Testify for Michael Miller against Clement Hill in all three & twenty dayes at thirty pounds of Tobacco p Diem six hundred and Ninety pounds of tobacco :

P. 533

March y^e 4th i68i

Allowed to Robert Wilne of Talbot County for comeing goeing

Liber W. C. and attendance to Testify for John Braday against John Richardson in all Nine Dayes at thirty pounds of Tobacco p Diem Two hundred and seaventy pounds of Tobacco:

Maryland ss:

These are to authorize and Empower yo^u Kenelm Cheseldyn & Anthony Underwood to appeare for me and others being sued by William Digges Esq^r Adm^r of Oystin as wee are Executors of Winlock Christenson deceased and to defend the same to the best of your skill & Knowledge as yo^u shall think fitt, And for yo^r soe Doing this shall be yo^r warrant As witnesse my hand and seale the seaventh Day of March 1681

W^m Sharp (sealed.)

Witnesse

Anthony Dawson

Maryland ss:

These are to authorize and Empower yo^u Kenelm Cheseldyn and Anthony Underwood Attorneys of the Provinciaall Court for me and in my Name to Defend an action brought against me in the Name of the Right Hono^{ble} the Lord Proprietary upon a Scire facias & to act & pceede therein as to yo^u shall seeme meete, and for your soe doing this shall be your and both of your warrants As witnesse my hand and seale the seaventh day of March 1681

John Edmondson (sealed)

Test: Anthony Dawson

William Dare

ffeb ^{ry} Court 1681: Grand Juro ^{rs} expence. Viz	fi tob:
Att. ffrancis Cattersons 600 ^{li} Tob: at Garret Van-swearingens. 350 ^{li} Tob: at Jn ^o Bakers 335 ^{li} tob	} 2500
Att: Henry Exons 1215 ^{li} Tob: In all.....	

Wee the Juro^{rs} sumoned to serve as Grand Juro^{rs} for the body of this Province most humbly Desire that each pson as above may be allowed his amount as above amounting in the whole to Two thousand five hundred pounds of Tobacco haveing received accomodacōn for the same

Philip Lynes: foreman

W^{ch} being read and heard It is ordered by the Court here this third day of March Annoq Doni 1681 That the abovementioned seaverall sumes of tobacco. amounting in the whole to the sume of two thousand five hundred pounds of be allotted and payed to the severall psons to whome the same is due as aforesaid out of the next Publick Leavy. to be Layd for this Province

W^m Cocks: Cl^{ke}:

To the Right Hon^{ble} the Lord Prop^{ry} and Councill

Liber W. C.

Sheweth The humble Peticōn of John Wheelers.

That yo^r Lopps Petitioner hath beene at Two thousand six hundred & fifty pounds of tobacco charge in Escheating a parcell of land formerly belonging to one M^r Lindsey as by a pticular accompt annexed may appeare, Now soe it is that M^r Philip Lynes is in likelihood to have the said Land & an Order of yo^r Lo^{pp} and Councill has past to that purpose, Yo^r Petitioner humbly prayes that if the Land be promised to y^e said M^r Lynes Yo^r Petitioner may be Reemburst what he has Expended in Escheating the same. And he shall ever pray &c.

Amount of charges that John Wheeler has been at in Escheating a parcell of land that was M^r Lindseys

To M ^r John Llewellyn for a Peticon.....	200
To Cleoborne Lomax for drawing up y ^e verdict.....	200
To M ^r Jn ^o Hamilton for impanelling 2 Juryes.....	800
To a Mutton & 30 gall of Syder to y ^e first Jury.....	500
To accomodacon to the second Jury.....	150
To twice comeing Downe to st Maryes.....	800
	<hr/>
	2650

Underneath w^{ch} said account was written as followes:

Allowed to John Lewellyn for the Pet.....	200
To Cleoborne Lomax	200
To Jn ^o Hamilton.....	480
“ to accomodacon of y ^e Jury in all.....	650
	<hr/>
to y ^e Chancello ^r for sealing y ^e Mandamus.....	240
	<hr/>

Und^r John Llewellyn Cl^{ke} Count 1770 w^{ch}

Feb^{ry} 28th 1681:

P. 534

Thomas Dansey servant to M^r Gilbert Turberville being brought to this Court to be adjudged his age. and acknowledging to have Noe Indentures is adjudged to bee Nineteene Yeares of age. to serve according to an act of Assembly in that Case made and Provided

Eod: Die

Ordered that Elizabeth Bucknall servant to Elizabeth Potter serve untill the sixth day of ffebruary next to complete her time of six yeares from the time of her first being adjudged

March y^e 3^d 1681 Then was Griffith Jones gentl Sworne an Attorney of the Provinciaall Court

Liber W. C. Eod: Die:

Majo^r William Boareman sheriffe of S^t Maryes County being called to attend the Court and not appearing by him self nor any of his Deputyes the same sheriffe is fyned to his Lopp the Lord Prop^{ry} the Sume of One thousand pounds of Tobacco:

March the 4th 1681

Charles Boteler Attorney for Demetrius Cartwrights Executo^{rs} ag^t Kenelm Cheseldyn did in open Court deliver to the said Kenelm Cheseldyn his bill for w^{ch} the said Demetrius Cartwright Executo^{rs} sued the said Kenelm Cheseldyn as in ffol: 523 appeares:

Ralph Shawe	} In Ejectm ^t	Itt is Ordered in this Cause that the deft plead the general issue in this Cause, and be ready to come to tryall thereupon the next Provinciaall Court
Philip Lynes		

The Court is adjourned untill the second day of May next

Att a Provinciaall Court Held att The City of s^t Maryes the Second day of May in the seaventh yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq³ Doni i682 and there continued untill the sixth day of the same Moneth On w^{ch} said second Day of May Were Present

The Hono^{ble}	{	Philip Calvert Esq ^r Chancello ^r	}	
		W ^m Calvert Esq ^r Princip ^l Sec ^{ry}		
		Thomas Taylor Esq ^r		
		Vincent Lowe Esq ^r		
		William Stevens Esq ^r		
				W^m Cocks: C^lke

p. 535	Thomas Hagelton	}
	ag ^t	
	Thomas Truman	
	James Mills	
	ag ^t	
	Henry Johnson	
	The Lord Prop ^{ry}	
	ag ^t	
	Josias Seward	
	The Same	
	ag ^t	
	Thomas Clipsham	
	Roger Eades	
	ag ^t	
	James Peterkin	

W^m Burges }
 ag^t }
 Richard Hill }
 Walter Smith }
 ag^t }
 W^m Groome }
 Thomas Parker }
 ag^t }
 James Clayland }
 Jⁿo Watkinson }
 ag^t }
 Thomas Collins }
 Henry Mitchell }
 ag^t }
 Walter Davis }
 Thomas Swaney }
 ag^t }
 Hugh ffrench }
 Roger Brooke }
 ag^t }
 Susanna Keene }
 relict of Edward }
 Keene }
 Jeffrey Meanly }
 ag^t }
 Henry Mitchell }
 Mareen Duvall }
 ag^t }
 Thomas Bowdle }
 Abraham Reid Lessee }
 of Andrew Abington }
 ag^t }
 George Thompson }
 Joseph Eaton }
 ag^t }
 John Wood }

These sixteen Causes are continued until
 next Court

Ralph Shaw }
 ag^t }
 Philip Lynes }
 John Gwynn }
 ag^t }
 Philip Lynes }
 Gerrard Slye }
 ag^t }
 W^m Boarman }

Liber W. C. W^m Jones }
 ag^t }
 Jn^o Wynne }
 W^m Digges Esq^r Adm^r }
 of Edward Oistin }
 ag^t }
 W^m Dixon & al. Ex^{rs} }
 Winlock Christinson }
 John Maning }
 ag^t }
 W^m Harris }
 Richard Peacock }
 ag^t }
 Nicholas Hacket }
 Anthony Underwood }
 ag^t }
 W^m Taylor }
 Edward Pynn }
 ag^t }
 John James }
 George Tye }
 ag^t }
 Joshua Guibert }
 The same }
 ag^t }
 The same }
 Henry Kennet }
 ag^t }
 W^m Leedes }
 Lovelace Gossage }
 ag^t }
 W^m Steevens }
 W^m Colebourne }
 ag^t }
 Samuel Cooper }
 Robert Carvile }
 ag^t }
 Ignatius Warren }
 W^m Elmes }
 ag^t }
 Henry Smith }
 James Neale Sen^r }
 ag^t }
 Robert Thompson }

These seaventeene causes are Continued
 untill next Provinciaall Court

Liber W. C.
p. 536

Roger Eades	}	By the Consent of the Attorneys of both sides these foure actions are Continued untill next Court
ag ^t		
James Peterkin		
John Watkinson		
ag ^t		
Thomas Collins		
Thomas Swaney		
ag ^t		
Hugh ffrench		
John Gwynn		
ag ^t	}	
Philip Lynes		

George Tyte	}	} These six accōns are continued untill next Court
ag ^t		
Joshua Guibert		
The same		
ag ^t		
The Same		
Henry Kennett		
ag ^t		
W ^m Leedes		
W ^m Colebourne		
ag ^t		
Sam ^{ll} Cooper		
W ^m Elmes		
ag ^t		
Henry Smith		
James Neale sen ^r		
ag ^t		
Robert Thompson	}	

David Browne	}	} These six accōns are agreed
ag ^t		
Henry Smith		
Andrew Tennehill		
ag ^t		
George Lingan		
The Same		
ag ^t		
Geo. Lingan & Rich ^d Marsham		
Ex ^{rs} of Charles Gosfright		
W ^m Harper	}	
ag ^t		
Charles Partis	}	

Liber W. C.	Samuel Cooper	}
	ag ^t	
	William Colebourne	
	Thomas Keeting	
	ag ^t	
	Richard Sweatnam	}

p. 537	Andrew Tennehill	}	} These foure actions are Agreed
	ag ^t		
	John Bennet		
	Henry Brent & Ann		
	his wife Ex ^x Baker Brooke		
	ag ^t		
	George Holland		
	The same		
	ag ^t		
	George Yate		
	The same	}	
	ag ^t		
	George Holland		

	Edward English	}	} These two Cawses abate the deft being Dead
	ag ^t		
	Francis Harmer		
	The Same		
	ag ^t		
	The same	}	

	W ^m Digges Esq ^r	}	} These seaven accōns are agreed
	ag ^t		
	Justinian Gerrard		
	Kenelm Cheseldyn		
	ag ^t		
	Richard Crane		
	John Baker		
	ag ^t		
	George Oldfeild		
	Sebastian Guisey		
	ag ^t		
	Peter Sides		
	Thomas Mudd		
	ag ^t		
	Gerrard Slye		
	Gerrard Slye		
	ag ^t		
	Thomas Mudd		
	John Gray		
	ag ^t		
	Henry Hanslapp	}	

Timothy Harmer

ag^t

Edward Inglish

The Same

ag^t

The same

The same & ffrancis

Harmer

ag^t

The same

Liber W. C.

These three accōns abate Francis Harmer
being dead

John Brome

ag^t

Thomas Cosden

Henry Brent & Ann his wife

Ex^x of Baker Brooke Esqag^t

James stavely

Thomas Burnett

ag^t

Gilbert Turbervile

William Hemsley

ag^t

Thomas Emmerson

James Bowling

ag^t

Gerrard Slye

The Same

ag^t

The same

p. 538

The Defts by Thomas Burford their
Attorney appeare and imparle untill
next Provinciaall Court

Justinian Gerrard

ag^t

Gerrard Slye

Gerrard Slye

ag^t

Daniel Carnell

George Gosfright

ag^tNicholas Nicholson & Hester
his wife Ad^x William Gough

Philip Hoskins

ag^t

Archibald Wahoope

The Defts by Robert Carvile their
Attorney appeare and imparle untill
next Provinciaall Court

Liber W. C. William Rawles }
 ag^t }
 Peter Archer } These two accōns are agreed
 John Lewellin }
 ag^t }
 Thomas Hinton }

Henry Johnson } This accōn being upon an appeale from Calvert
 ag^t } County Court ye deft by Charles Boteler his Attor-
 Samuel Allen } ney appeares & imparles untill next Provinciaall
 Court

William Hemsley } Unlesse the deft appeare next Court the Sheriffe
 ag^t } of Talbot County to be amerced:

Thomas Emerson }
 John Watkinson } This accon is continued untill next Court by the
 ag^t } consent of the p^{lt} & Deft

Thomas Collins }
 p. 539 Ralph Shaw } **Ordered** that the Defts plea to this accōn of Ejectm^t
 ag^t } be the Generall Issue. and that this Cawse come to
 Philip Lynes } tryall next Court

Robert Carville } The Sheriffe of S^t Maryes County haveing for-
 ag^t } merly returned a Cepi in this action & not haveing
 Ignatius Warren } the deft here this Court. the same sheriffe is
 amerced fforty shillings

Henry Brent & Ann his wife Ex^{ix} }
 of Baker Brooke Esq^r } This accon was ordered by the
 Henry Parker John Edmondson & } Court to be struck of the Doc-
 John stanley } quet

Arthur Sawyer } **Comand** was given to the Sheriffe of Somerset
 ag^t } County that he take Edward Gibbs if he should be
 Edward Gibbs } found in his baliwick & him safe Keepe soe that
 he should have his body here the eight and twen-
 tyeth day of ffebruary in the Seaventh year of the Dominion of the
 Right Hono^{ble} Charles Lord Baltemore &c Annoꝝ Doni i681 to
 satisfye unto Arthur Sawyer aswell the sume of ffourteene thousand
 and eighty five pounds of Tobacco a certaine debt recovered against
 him at a Provinciaall Court held here the six and twentyeth day of
 November i680 whereof he was convicted. as also the sume of thir-
 teene hundred and twelve pounds of tobacco for costs of Suite. On
 wch said Eight & Twentyeth day of ffebruary in the yeare aforesaid
 John White gentl sheriffe of Somersett County aforesaid made re-
 turne of the writ aforesaid that by vertue thereof he had taken the
 body of the said Edward Gibbs, & that the said Edward was Dis-
 charged out of his Custody by the plantiffes Attorney:

Whereupon George Parker gent^l Attorney for the said Arthur sawyer being present in Court acknowledged to have received of the said Edward Gibbs full satisfaccōn for the debt and costs of suite in the writ aforesaid mencōned

Liber W. C.

Thomas Smithson } The p^lt haveing sued out a Scire facias in this
ag^t } Cause against the deft to shew cause why foure
Randall Revell } thousand forty and eight pounds of tobacco at-
tached in his hands as the estate of Richard
Covell should not be payd and Satisfyed by the said Randall Revell
to the said Thomas Smithson : and the said Randall Revell by Kenelm
Cheseldyn his Attorney alleadgeing that the said Richard Covell is
indebted to the said Randall more then the sume of tobacco attached
in his hands by the said Thomas Smithson as aforesaid. and there-
fore prayed that this Cawse might be continued untill next Court
that the said Randall may prove to the Court here what the said
Richard Covell is Justly indebted unto him and it is granted to him
by the Court here

Thomas ffisher Adm^r of Richard Atkins } **Comand** was given to
ag^t } the sheriffe of Dorches-
John Richardson } ter County that he take
John Richardson otherwise

called John Richardson of Tredavon Creeke If he should be found in
his baliwick and him safe Keepe soe that hee have his body here the
29th day of ffebruary in the seaventh yeare of the Dominion of the
Right Hon^{ble} Charles Lord Baltimore &c Annoq^{ue} Doni 1681 To an-
swere unto Thomas ffisher Adm^r of the goods and Chattles of Richard
Atkins of a plea that he Render to him three thousand pounds of
tobacco w^{ch} to to him he oweth and unjustly detaineth, On w^{ch}
said eight and twentyeth day of ffebruary aforesaid Stephen Gary
sheriffe of Dorchester County aforesaid made returne of the writ
aforesaid that the said John Richardson is not to be found within
his baliwick **Whereupon** came the said Thomas ffisher by Robert
Carvile his Attorney and prayed an attachment against the goods
chattles and Debts of the said John Richardson according to an
act of Assembly in that case made and provided and it is granted
by the Court here:

p. 540

John Edmondson } **Comand** was given to the Sheriffe of Dor-
ag^t } chester County that he take Jn^o Richardson
John Richardson } Otherwise called John Richardson of Dorchester
County If he shall be found in his baliwick and
him safe Keepe soe that he have his body here the eight and twen-
tyeth day of ffebruary in the seaventh yeare of the Dominion of the
R^{tt} hon^{ble} Charles Lord Baltimore &c Annoq^{ue} Doni 1681 : to answere
unto John Edmondson of a plea that he render unto him two

Liber W. C. thousand eight hundred eighty and one pounds of tobacco w^{ch} to him he oweth & unjustly detaineth

On wch said eight and twentyeth day of ffebruary in the Yeare aforesaid Stephen Gary Sheriffe of the County aforesaid made retorne of the writ aforesaid that the said John Richardson is not to be found within his baliwick **Whereupon** the said John Edmondson By Robert Carville his Attorney prayed and attachment against the Goods Chattles and Debts of the said John Richardson according to an Act of Assembly in that case made and Provided. And it is granted unto him by the Court here

John Slye ag ^t Gerrard Slye	}	Comand was given to the sheriffe of s ^t Maryes County that of the goods and Chattles of Gerrard Slye If they should be found in his baliwick he should
		cawse to be made aswell the sume of Six thousand One hundred and twenty three pounds of tobacco a certaine debt for damages Recovered against at a Provinciall Court held here the Seaventeenth day of November. 1681 whereof he was convict. as also the Sume of One thousand Ninety and eighth pounds of tobacco forecasts of suite And when he had the same soe made as aforesaid or any part thereof the same in his custody to keepe. soe that he have the same here the eight and twentyeth day of february in the seaventh yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore Annoq Doni. 1681 to Render unto the said John Slye

On w^{ch} said eight and twentyeth day of February aforesaid Major William Boareman sheriffe of the County aforesaid made retorne of the writ aforesaid that by vertue thereof he hath executed ffoure thousand six hundred and ninety pounds of tobacco of the goods and chattles of the said Gerrard slye.

Owen Guither Adm ^r of Mary Jones ag ^t Gerrard Slye	}	Comand was given to the Sheriffe of S ^t Maryes County that of the goods and chattles of Gerrard Slye if they Should be found in his baliwick he Cause to be made
		aswell the sume of Two thousand five hundred pounds of tobacco a certaine debt for damages Recovered against him at a Provinciall Court held here the nineteenth day of November Anno Dominj 1681 by Owen Guither Adm ^r of the goods and chattles of Mary Jones decd whereof he is convict at also the sume of ffourteene hundred and tenn pounds of tobacco for costs of suite. and when he hath the same Soe made as aforesaid or any part thereof of the same in his Custody keepe soe that he have the Same here the

p. 541 eight and twentyeth Day of November in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1681 to Render to the said Owen Guither, On wch said Eight & Twentyeth day of ffebruary aforesaid Major William

Boareman sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he Caused to be made of the goods and Chattles of the said Gerrard Sly the sume of three thousand seaven hundred twenty eight pounds of tobacco. of the said sume of three thousand Nine hundred and tenn pounds of tobacco. And that the aforesaid Gerrard Slye hath noe other goods or Chattles in his baliwick whereby he may Cause to be made the Remaind^r of the aforesaid Three thousand Nine hundred and tenn pounds of Tobacco

William Thomas } **Comand** was given to the sheriffe of st Maryes
ag^t } County that of the goods & chattles of Gerrard
Gerrard Slye } Slye if they Shall be found in his baliwick he
cawse to be made aswell the sume of six hundred
and tenn Pounds of tobacco a certaine debt for Damages Recovered
against him at a Provinciall Court held here the nineteenth day of
November Annoq Doni 1681 by William Thomas whereof he is
convict as also the sume of Eleaven hundred ffifty and foure Pounds
of Tobacco for costs of Suite: and when he had the same Soe made
as aforesaid or any part thereof the Same in his custody to Keepe
soe that he should have the same here the eight and twentyeth day
of February in the Seaventh yeare of the Dominion of the Right
hono^{ble} Charles Lord Baltemore &c Annoq Doni. 1681 to Render
unto the said William Thomas:

On w^{ch} said Eight and twentyeth day of ffebruary in the yeare
aforesaid Major William Boareman Sheriffe of the County afore-
said made returne of the writ aforesaid that by vertue thereof he
hath executed One Runaway Servant called ffrancis Browne have-
ing ffourteene Monthes to serve being the prop estate of the said
Gerrard Slye and Appraised at Nine hundred pounds of Tobacco:

Edmond Dennis } **Comand** was given to the Sheriffe of st Maryes
ag^t } County that of the goods & chattles of Gerrard
Gerrard Slye } Slye if they shall be found in his baliwick he cawse
to be made as well the sume of, Three thousand
pounds of tobacco a certaine debt for damages recovered against
him at a Provinciall Court held here the eighteenth day of Novem-
ber Annoq Doni 1681 by Edmond Dennis whereof he is convicted.
as also the sume of three thousand foure hundred sixty and six
pounds of tobacco for costs of suite, And when he had the same
soe made as aforesaid or any part or parcell thereof the same in his
custody to keepe soe that he have the same here the Eight and
twentyeth day of ffebruary in the Seaventh yeare of the Dominion
of the Right Hono^{ble} Charles Lord Baltemore &c. Annoq Doni 1681
to rend^r to the said Edmond Dennis

On w^{ch} said Eight and twentyeth day of ffebruary day of Febru-
ary in the Yeare afores^d Major William Boareman Sheriffe of the

Liber W. C. County aforesaid made returne of the writt aforesaid That by vertue thereof he hath cawsed to be made of the goods and Chattles of the said Gerrard Slye the Sume of six thousand foure hundred pounds of tobacco

Robert Carville } **Comand** was given to the Sheriffe of st Maryes
 ag^t } County that he attach Thomas Jones Gent. If he
 Thomas Jones } should be found in his Baliwick and him safe
 p. 542 } keepe Soe that he have his [body] here the eight
 and Twentyeth day of ffebruary in the Seaventh yeare of the
 Dominion of the Right hono^{ble} Charles Lord Baltemore &c.
 Annoq̄ Doni 1681 To answer unto Robert Carville gentl One
 of the Attorneys of this Court according to the Liberties and
 priviledges allowed &c. of a plea of Trespasse of the case. On
 weh said eight and twentyeth day of ffebruary aforesaid Majo^r
 William Boareman sheriffe of the County aforesaid made returne
 of the writ aforesaid that the said Thomas Jones is not to be found
 in his baliwick **Whereupon** the said Robert Carville prayed an
 attachment against the good chattles and debts of the said Thomas
 Jones according to an act of Assembly in that case made and Pro-
 vided and it is grannted unto him by the Court here

Sarah Clawe }
 ag^t } This accōn is agreed :
 Solomomon Rottee & }
 Andrew Heathcoate }

John Butcher } **Comand** was given to the sheriffe of S^t Maryes
 ag^t } County that he take John Hartwell if he should be
 John Hartwell } found in his baliwick and him safe Keepe Soe that
 he have his body here the eight & twentyeth day of
 ffebruary in the Seaventh yeare of the Dominion of the Right
 Hono^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1681 to satisfye
 unto John Hartwell Aswell the sume of five hundred pounds of to-
 bacco a certaine Debt for damages Recovered against him at a Pro-
 vinciall Court held at the Citty of st Maryes the Eighteenth day of
 ffebruary annoq̄ Doni 1680 whereof he is convict as also the sume
 of One thousand One hundred and thirty pounds of tobacco for
 costs of suite

On w^{ch} said Eight and twentyeth day of ffebruary in the yeare
 aforesaid Majo^r William Boareman sheriffe of the County afore-
 said made returne of the writ aforesaid that he hath Executed the
 same

Samuel ffrth } **Comand** was given to the sheriffe of Talbot County
 ag^t } that he take John Harris Otherwise called John Har-
 John Harris } ris late of Bristoll now in Virginia Marcha^t. If he
 should be found in his baliwick and him safe Keepe

Soe that he have his body here the eight and twentyeth day of ffebruary in the seaventh yeare of the Dominion of the R^{tt} hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1681 to answere unto Samuel firth of a plea that he Render unto him the full and Just sume of One hundred thirty six pounds sterling money of England w^{ch} to him he oweth and unjustly Detaineth: On wch said Eight and twentyeth day of ffebruary in the yeare aforesaid. Thomas Vaughan gentl. sheriffe of Talbot County aforesaid made returne of the writ aforesaid that the said John Harris doth abscond himselfe. **Whereupon** the said Samuel firth by Robert Carvile his Attorney Prayed an attachment against the goods chattles and Debts of the said John Harris according to an act of Assembly in that case made and Provided. and it is granted unto him by the Court here:

ffrancis Hill	} Comand was given to the sheriffe of st Maryes
ag ^t	
David Poole	} County that he take David Poole late of S ^t Maryes
	} County Marchant if he should be found in his bali-
	wick & him safe Keepe soe that he have his body here

the Eight and twentyeth Day of ffebruary in the seaventh yeare of y^e Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1681 to answere unto ffrancis Hill in a plea of trespassse of the case, On wch said eight and twentyeth day of ffebruary aforesaid Majo^r William Boareman sheriffe of the County aforesaid made returne of the writt aforesaid that the said David Poole is not to be found in his baliwick **Whereupon** the said ffrancis Hill by Kenelm Cheseldyn his Attorney prayed an attachment against the Goods Chattles and Debts of the said David Poole according to an act of Assembly in that case made and Provided and it is granted unto him by the Court here

Bartholomew Ennalls	} Comand was given to y ^e sheriffe of
ag ^t	
W ^m Dolbury	} S ^t Maryes County that he take William Dol-
	} bury late of s ^t Maryes County Marriner If
	he shall be found in yo ^r Baliwick & him

safe Keepe soe that he have his body here the eight and Twentyeth Day of ffebruary in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1681 to answere unto Bartholomew Ennalls of a plea of Trespasse of the case, On wch s^d eight and Twentyeth day of ffebruary in the yeare aforesaid Majo^r William Boareman sheriffe of the County aforesaid made returne of the writ aforesaid that the said William Dolbury is not to be found within his baliwick **Whereupon** the said Bartholomew Ennalls by Kenelm Cheseldyn his Attorney prayed an attachment against the goods Chattles and Debt of the said William Dolbury according to an act of Assembly in that case made and Provided and it is granted unto him by the Court here

Liber W. C. John Shrigley } Comand was given to the Sheriffe of Ann Arrundell
 ag^t } County that whereas Richard Wells of the same
 John Sallers } County planter and Mary his wife Daughter and
 heire of Thomas Martin deceased. in right of the
 said Mary before the Justices of the Provinciaall Court held at the
 City of st Maryes the sixteenth day of November Annoq̃ Doni.
 1681 by the Consideracō of the same Justices hath in the name
 of John shrigley their Lessee p^t Recovered against John Sallers of
 Ann Arrundell County aforesaid their posession of All that par-
 cell of land called Hunts Mount Lyeing in the County of Ann
 Arrundell on the west side of Herring Creeke at the head of land
 formerly Layd out unto Samuel Chew and unto Walter Carr and
 ffrancis Holland To be holden of the Mannour of st Maryes Con-
 taining three hundred and fifty acres more or lesse Together with
 all houses Edifices buildings Gardens Stables Orchards, and all
 other the premisses with the appurtenances to the said pcell of land
 belonging or in any wayes apptaineing w^{ch} the said John Sallers
 from them the said Richard Wells and Mary his wife unjustly
 Detained &c. Itt was therefore comanded the said sheriffe that to
 them the said Richard Wells and Mary his wife their posession of
 the aforesaid Land and premisses with all and singuler the appur-
 tenances to the same belonging without Delay he Cawse to be had
 and given: &c

On wch said Eight and twentyeth day of February aforesaid
 Robert ffrancklin gent^l sheriffe of the County aforesaid made re-
 turne of the writ aforesaid that on the first day of December 1681
 aforesaid. To them the said Richard Wells and Mary his wife
 theire posession of the said Land and premisses with all & singuler
 the appurtenances thereunto belonging he hath given &c^a

Henry Hollis } Comand was given to the sheriffe of Calvert County
 ag^t } that he take John Rogers if he should be found in
 John Rogers: } his baliwick & him safe Keepe soe that he have his
 body here the eight & twentyeth day of february in
 the seaventh year of the Dominion of the Right Hon^{ble} Charles
 Lord Baltemore &c. Annoq̃ Doni. 1681 to satisfy unto Henry
 Hollis the sume of Nine hundred Ninety seaven pounds of tobacco
 w^{ch} to him the said Henry by the Justices of the Provinciaall Court
 held at the City of s^t Maryes the two two and twentyeth day of
 ffebruary Annoq̃ Doni 1681 was allowed for his expences and costs
 of suite for that the said John Rogers hath not psecuted with effect
 his certaine plaint by him the said John against the said Henry
 Hollis in the said Court brought. On wch said eight and twentyeth
 Day of ffebruary. Coff Henry Jowles made returne of the writ
 aforesaid that by vertue thereof he hath taken the body of the said
 John Rogers Whome hee hath ready as by the said writ he is
 comanded.

Whereupon Charles Boteler. Attorney for the said John Rodgers Liber W. C.
acknowledged in open Court that satisfaccōn is received by the said
Henry Hollis for the aforesaid Sume of Nine hundred Ninety and
Seaven pounds of tobacco in the writ aforesaid Mentioned

Which being read and heard Itt is Ordered by the Court here p. 544
this day to wit the first day of March Anno Doni 1681 That the
said Philip Lynes pay unto the said John Wheeler the said sume
of One thousand Seaven hundred and Seaventy pounds of tobacco
by the said James Wheeler in manner aforesaid Layd out and
expended as by the foregoing account allowed by his Lopp the
Lord Proprietary and Council is mentioned

W^m Cocks: Clke

Joseph Pile ag ^t Thomas Toulson	}	<p>Comand was given to the sheriffe of s^t Maryes County that Whereas Thomas Toulson of London Marchant was attached to answere unto Joseph Pile in a plea of trespassse of the case and that in such manner it was Provided in the Provinciaall Court held here that the said Joseph Pile hath recovered against the said Thomas Toulson aswell the sume of One hundred fifty Nine pounds seaven shillings and Nine pence sterling Debt wth costs of suite as also his Damages sustained by occasion of the premisses But because it was not Knowne to the said Court what Damages the said Joseph Pile hath sustained by occasion thereof It was therefore comanded the said sheriffe that he cawse to Come here to wit to the City of st Maryes the second Day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq Doni. 1681. Twelve good and Lawfull men of the said Province Dilligently to enquire what Damages the said Joseph Phile hath sustained by occasion of the premisses</p>
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Afterwards to wit the third Day of March in the yeare aforesaid
came the said p^{lt} by Robert Carville his Attorney (But the said
Thomas Toulson though solemnly called appeared not,) and the
Juro^{rs} impannelled being called came likewise to wit John Bearcroft
Joshua Guibert John Watson: Thomas Bowdle. John Hollins. Rich-
ard Smith, Robert Graham. John Addison, James Ellis John Stone.
William Guither and Thomas Courtney. Who being elected tryed
and sworne to say the truth in the p^rmisses upon their oathes Doe
say that the said Joseph Pile hath sustained Damage by Occasion
of the Detaineing of the said One hundred fifty Nine pounds seaven
shillings and Nine pence by the said Joseph Toulson to the sume of
Eight pounds fourteen shillings and Nine pence Therefore itt is con-
sidered by the Court here that the aforesaid Joseph Pile Recover
against the said Thomas Toulson aswell the aforesaid sume of One
hundred fifty nine pounds of tobacco Debt in the Judgm^t in the

Liber W. C. writ of Enquiry of Damages aforesaid mentioned, & Eight pound fourteene shill Damages by the Jurors aforesaid in forme aforesaid assessed for the Detaincing of the Debt aforesaid. as also the sume of twelve hundred and eight pounds of tobacco for costs of suite & the said Deft in Mercy &c.

Richard ffenwick	}	Comand was given to the sheriffe of st Maryes County that of the goods and Chattles of Gerrard slye if they should be found in yo ^r baliwick he cawse to be made as well the sume of Two thousand pounds of tobacco a Certaine Debt for Damages Recovered against him at a Provinciaall Court held at the Citty of st Maryes the Anno Doni 1681 by Richard ffenwick whereof he was Convict. as also the sume of three thousand and eight hundred Ninety eight pounds of tobacco for costs of suite. and when he had the same soe made as aforesaid or any part thereof the same in his Custody to keepe soe that he have the same here the Eight and twentyeth Day of ffebruary in the seaventh yeare of the Dominion of the Right Hon ^{ble} Charles Lord Baltimore &c. Annoq Doni. 1681 to Render to the said Richard Fenwick
ag ^t Gerrard slye		

On wch said Eight and Twentyeth day of February in the yeare aforesaid Major William Boareman sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he hath cawsed to be made of the goods and Chattles of the said Gerrard slye the sume of five thousand six hundred and sixty pounds of tobacco Of the said sume of five thousand Eight hundred Ninety eight pounds of tobacco & that the said Gerard slye hath noe other goods or Chattles in his baliwick whereby he can cawse to be made the Remaind^r of the aforesaid five thousand eight hundred Ninety eight pounds of tobacco or any Part thereof.

p. 545	James Mills	}	Because the Court will further advise themselves in this Cause the sam[e cas]e is continued untill the next Provinciaall Court
	ag ^t Henry Johnson		

George Holland	}	This Cause is struck off the Docquet neither p ^{lt} nor Deft appeareing
ag ^t Nicholas Nicholls		

Thomas Hagelton	}
ag ^t	
Thomas Trueman	
The Lord Prop ^{ry}	
ag ^t Josias Seward	

Liber W. C.

The same	}	These fourteene actions are continued untill next Provincial Court
ag ^t		
Thomas Clipsham		
W ^m Burges		
ag ^t		
Richard Hill		
Walter Smith		
ag ^t		
W ^m Groome		
Thomas Parker		
ag ^t		
James Clayland		
Henry Mitchell		
ag ^t		
Walter Davis	}	
Roger Brooke		
ag ^t		
Susana Keene relict of Edward Keene		
Jeffrey Meanley		
ag ^t		
Henry Mitchell		
Joseph Eaton		
ag ^t		
John Wood		
Gerrard Slye		
ag ^t		
W ^m Boareman		
W ^m Jones		
ag ^t		
Jn ^o Wynne		
Richard Peacock		
ag ^t		
Nicho. Hackett		
Anthony Underwood		
ag ^t		
W ^m Taylor		

Jn ^o Brome	}
ag ^t	
Tho: Cosden	
Thomas Smithson	
ag ^t	
Randall Revell	
Henry Brent & ux	
Ex ^x Baker Brooke	
ag ^t	
James Stavelly	

p. 546

Liber W. C.	Thomas Burnet	}	
	ag ^t	}	
	Gilbert Turberville	}	
	Robert Carvile who	}	
	aswell &c.	}	
	ag ^t	}	
	Gerrard Slye	}	
	Justinian Gerrard	}	
	ag ^t	}	
	Gerrard Slye	}	
	Gerrard Slye	}	
	ag ^t	}	
	Daniel Carnell	}	
	George. Gosfright	}	These fourteene Causes are continued untill
	ag ^t	}	next Court
	Nicholas Nicholson	}	
	& ux Relict & Adm ^x	}	
	of W ^m Gough	}	
	Philip Hoskins	}	
	ag ^t	}	
	Archibold Wahoope	}	
	William Hemsley	}	
	ag ^t	}	
	Thomas Emerson	}	
	James Bowling	}	
	ag ^t	}	
	Gerrard Slye	}	
	The Same	}	
	ag ^t	}	
	The same	}	
	Henry Johnson	}	
	ag ^t	}	
	Samuel Allen	}	
	William Hemsley	}	
	ag ^t	}	
	Thomas Emerson	}	
	Edward English	}	
	ag ^t	}	
	W ^m Nowell	}	
	Jn ^o Hartwell	}	
	ag ^t	}	
	Thomas Keeting	}	The defts by Thomas Burford their Attorney
	Griffith Jones	}	appeare and Imparle untill next Provinciall Court
	ag ^t	}	
	Richard Jones	}	

William Digges Esqr	}	The Defts by Kenelm Cheseldyn their Attorney appeare & imparle untill next Court
ag ^t		
Gerrard Slye		
The hono ^{ble} Philip Calvert		
Esq ^r & Jane his wife		
ag ^t		
John Baker	}	
Thomas Clagget		
ag ^t		
W ^m Hill		

John Bowman	}	The def ^t by Kenelm Cheseldyn his Attorney appeares & imparles untill next Court
ag ^t		
Robert Mason		

John Hamilton	}	The def ^t by George Parker his Attorney appeares & imparles untill next Court
ag ^t		
Richard Boughton		

Michael Miller	}	The def ^t by Nicho: Painter his Attorney appeares & imparles untill next Court
ag ^t		
James Ringold		

William Jameson	}	The Defts by Robert Carvile their Attorney appeare & imparle untill next Court
ag ^t		
Richard Royston		
George Parker		
ag ^t		
Lewis Blangey		

Henry Parker	}	Unlesse the defts appeare next Court Thomas Vaughan sheriffe of Talbot County amerced
ag ^t		
John Richardson		
& ux Adm ^s of		
Henry Bradley		

John ILewellin	}	This accōn is agreed
ag ^t		
Joseph Wildblood		

Henry Brent & ux	}
Ex ^s Baker Brooke	
ag ^t	
Michael Miller	
The Same	
ag ^t	
Edward Sweatnam	

Liber W. C.	Thomas Guither	}	These seaven Accōns are agreed
	ag ^t		
	John Merriton		
	George Bennet		
	ag ^t		
	Marke Cordea		
	The Lord Prop ^{ty}		
	ag ^t		
	Robert ffrancklin		
	The Same		
	ag ^t	}	
	William Burges		
	Christopher Goodhand		
	ag ^t	}	
	Edward Cox :		
	Kenelm Cheseldyn		
	ag ^t	}	Unlesse the deft appeare next Court Major William Boarman sheriffe of st Maryes County amerced
	Robert Doyne		
	Hugh Maning	}	Unlesse the Deft appeare next Court Major William Boarman sheriffe of st Maryes County Amerced
	ag ^t		
	Robert Mason	}	The Deft by Griffith Jones his Attorney appeares and Imparles untill next Provincially Court
	John Parsons		
	ag ^t		
	Alexander Dennet	}	Comand was given to the Sheriffe of Cecill County that he take Joseph Spernon If he should be found in his baliwick and him safe Keepe soe that he have his body here the Second day of May in the seaventh yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c Annoq ^o Doni. 1682 To satisfy unto John Rousby aswell the sume of six thousand Pounds of tobacco a Certaine Debt for damages recovered against him the Second Day of March last past Whereof he was Convict as also the sume of Twelve hundred forty and foure pounds of Tobacco for Costs of Suite, On w ^{ch} said second day of May in the yeare aforesaid Edward English gentl. sheriffe of the County aforesaid made returne of the writ aforesaid That he hath taken the said Joseph Spernon Who rescued himself betweene his house & the Prisson & that he hath issued out hue and Cryes after him, but his body Cannot have here as by the writ is required
	John Rousby		
	ag ^t		
	Joseph Spernon	}	

Thomas ffisher	Ad ^r Rich ^d Atkins	}	Comand was given to the sheriffe of Dorchester County that he attach any the goods or Chattles of John Richardson If they
ag ^t			
John Richardson			

p. 548 shall be found in his baliwick to the vallue of Three thousand seaven

hundred and fifty pounds of Tobacco: and when he had the Same Soe attached or any part thereof the same in his Custody to Keepe untill the said John Richardson should by himself or his Attorney appeare here the Second day of May in the seaventh yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1682 to answer unto Thomas ffisher Adm^r of the goods and Chattles of Richard Atkins Decd. of a plea of debt, On w^{ch} said second day of May in the yeare aforesaid Came Stephen Gary sheriffe of the County aforesaid and made returne of the writ aforesaid that he hath attached in the hands of John Alford of the estate of the said Jn^o Richardson One pounds sixteene shillings sterling And the said Thomas ffisher Adm^r as aforesaid by Robert Carvile his Attorney came and Prayed that the money attached as aforesaid may be Condemned unto him Upon giving Security to this Court for the same according to act of Assembly in that case made and Provided. & it is granted by the Court here

Afterwards to wit the fourth day of May in the yeare aforesaid Came the said Thomas ffisher Adm^r as aforesaid with Edward Inglish of Cecill County Griffith Jones of Talbot County gentl Who undertooke for the said Thomas ffisher in the said sume of One pounds sixteene shillings sterl To indempnifie this Court against all accons Suites or Other matters that shall or may happen touching or concerning the said Attachments. and to make restitucōn of the said sume of One pounds sixteene shillings sterling or the Vallue thereof in Case the said John Richardson shall by himself or his Attorney appeare here within a Yeare and a Day and Proceede on in the said accōn in Comon fforme. and make it appear that the said Thomas ffisher Adm^r as aforesaid is Satisfyed his Just and due Demands: And thereupon this Court Condemned the said sume of One pounds sixteene shillings Sterl attached as aforesaid. and Doe hereby Ord^r that the said stephen Gary pay and deliver the same

John Edmondson	} Comand was given to the Sheriffe of Dorchester
ag ^t	
John Richardson	} County that he attach any the goods or Chattles

of John Richardson if they should be found in his baliwick to the Vallue of Three thousand six hundred and One pounds of Tobacco. and when he hath the same Soe attached as aforesaid the same in his Custody Keepe untill the said John Richardson should by himself or his Attorney appeare here the second Day of May in the seaventh yeare of the Dominion of the right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1682 To answer unto John Edmondson in a Plea of debt:

On wch said Second day of May Stephen Gary sheriffe of the County aforesaid made Returne of the writ aforesaid that by Vertue thereof he hath attached in the hands of John Alford of the Estate of the said John Richardson the sume of fourteene

Liber W. C. Pounds sterl: Whereupon the said John Edmondson came by Robert Carvile his Attorney and Prayed that the said sume of ffourteene pounds sterl attached as aforesaid may be condemned unto him upon giveing Security to this Court according to an Act of Assembly in this Case made and Provided. and it is granted unto him by y^e Court here

Afterwards to wit the fourth day of May in the yeare aforesaid Came the said John Edmondson with Edward Inglish of Cecill County and Griffith Jones of Talbot County gentl his Sureties
 p. 549 Who undertooke for the said John Edmondson in the said sume of fourteen pounds sterl To Indemnify this Court against all actions suites or other matters that shall or may happen touching or Concerning the said attachm^t and to make restitucōn of the said sume of ffourteene pounds Sterl or the Vallue thereof in Case the said John Richardson shall by himself or his Attorney appeare here within a Yeare & a Day & proceed On in the said accōn in Comon forme & make it appeare that the said John Edmondson is Satisfied his Just and Due Demands, And thereupon this Court Condemned the said sume of ffourteene pounds sterl soe attached as aforesaid. and Doe hereby ord^r that the said Stephen Gary pay and Deliver the same accordingly

Thomas Wynne ag ^t Arthur Hart	}	Comand was Given to the Sheriffe of Dorchester County that he take Arthur Hart if he should be found in his baliwick and him safe Keepe Soe that he have his body here the Second Day of May in the seaventh yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c Annoq Doni 1682. To answere unto Thomas Wynne in a Plea of Trespas of the Case. On wch said second day of May Stephen Gary sheriffe of the County aforesaid made returne of the writ aforesaid that the said Arthur Hart is not to be found in his baliwick Whereupon Came the said Thomas Wynne by Robert Carvile his Attorney and Prayed an attachm ^t against the goods Chattles and Debts of the said Thomas Wynne according to an Act of Assembly in that Case made and Provided. and it is granted unto him by the Court here
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John Braday ag ^t John Richardson	}	Comand was given to the sheriffe of Dorchester County that of the goods & chattles of John Richardson If they should be found in his baliwick hee Cause to be made Aswell the sume of One hundred and eight pounds of sterling a Certaine Debt for Damages recovered against him before the Justices of the Provinciaall Court held here the third day of March last past: by John Braday whereof he is Convict as also the Sume of three thousand nine hundred & Twelve pounds of Tobacco for Costs of suite. and When he had the
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Same Soe made as aforesaid or any pt thereof tht same in his Custody to Keepe Soe that he have the same here the Second day of May in the Seaventh yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltimore &c Annoq̃ Doni 1682 to Render to the said John Braday, On wch said second day of May in the Yeare aforesaid Stephen Gary sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he hath Caused to be made of the Estate of the said John Richardson in the hands of John Alford in Dorchester County One hundred twenty and three pounds sterling w^{ch} he hath ready to Render to John Braday as by the same writ he was Comanded:

Henry Lawrence & ffrances his wife	} Comand was given to the	
Ex ^x of Henry Hyde decd		late of s ^t Maryes County
ag ^t		sheriffe of s ^t Maryes County
Joshua Williams	} that he take Joshua Williams	
	Marchant If [he] should be	p. 550

found in his baliwick and him safe Keepe Soe that he have his body here the Second Day of May in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq̃ Doni. 1682: to Answer unto Henry Hyde and ffrances his wife Executrix of the Last will and Testament of Henry Hyde decd Of a Plea of Trespas Upon the Case:

On w^{ch} said second Day of May in the Yeare aforesaid Major W^m Boarman Sheriffe of the County aforesaid made returne of the writ aforesaid that the said Joshua Williams is not to be found in his baliwick

Whereupon Came the said Henry Lawrence and Frances his wife by Kenelme Cheseldyn their Attorney. and Prayed an attachm^t against the goods Chattles & Debts of the said Joshua Williams according to an Act of Assembly in that Case made and Provided. and it granted unto them by the Court here

Joshua Guibert	} Comand was given to the sheriffe of Cecill	
ag ^t		County that he take George Oldfeild late of Cecill
George Oldfeild		County otherwise called George Oldfeild of
	s ^t Maryes County Planter	If he should be found

in his baliwick and him safe Keepe Soe that he have his body here the Second day of May in the seaventh yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq̃ Doni. 1682 to answer unto Joshua Guibert of a Plea that he render unto him the Sume of two thousand two hundred Pounds of tobacco wch to him he Oweth and unjustly Detaineth

On w^{ch} said second Day of May in the yeare aforesaid Edward English gentl. Sheriffe of the County aforesaid made returne of the writ aforesaid: that by vertue thereof he hath taken the said George Oldfeild

Liber W. C. **Whereupon** upon motion made to this Court by Kenelm Cheseldyn Attorney for the said Joshua Guibert for Special bayle, It is Ordered by the Court here that the said Edward English High sheriffe of Cecill County aforesaid Doe keepe the said George Oldfeild in safe Custody untill he shall Put in Speciall bayle to answer the accōn aforesaid and abide Judgment & pay the Condemnation thereupon If it shall happen the said George Oldfeild shall be Cast therein

Richard Gardner	}	Comand was given to the Sheriffe of
ag ^t		
Thomas Yeabesly	}	st Maryes County that of the goods & chattles
		of Thomas Yeabesly If they should be found in
		his baliwick he Cause to be made the sume of
		seaven hundred and five pounds of Tobacco and when he had the
		same soe made or any Part thereof the same in his Custody to
		Keepe Soe that he have the same here the Second Day of May
		in the Seaventh yeare of the Dominion of the Right hono ^{ble} Charles
		Lord Baltemore &c ^a Annoq̄ Doni 1682 to Render to Richard Gard-
		ner w ^{ch} to him the said Richard att a Provinciaall Court held here
		the Sixteenth day of November Annoq̄ Doni 1681 was allowed
		for his Expences and Costs of Suite for that the aforesaid Thomas
		Yeabesly hath not Prosecuted with effect his Certaine Plaint of
		Trespas of the Case by him the said Thomas against the said
		Richard in the said Court brought: On wch said Second Day of
		May Major William Boarman Sheriffe of the County aforesaid
		made returne of the writ aforesaid that by vertue thereof he hath
		Executed in the hands of William Roswell of y ^e Estate of y ^e said
		Thomas Yeabesly The Sume of Seaven hundred and five Pounds
		of Tobacco

p. 551 Isaac Merriott } **Comand** was given to the Sheriffe of Talbot County
 ag^t }
 W^m Hemsley } That Whereas att a Provinciaall Court held here be-
 fore the Justices of the same Court the ffifth day
 of June 1679 In a Cause there Depending betweene
 Isaac Merriott p^{lt} and William Hemsley deft the said p^{lt} recovered
 Judgment against the said Deft for Two thousand seaven hundred
 and thirty pounds of Tobacco debt & ffive hundred ffifty and Two
 Pounds of Tobacco for costs of suite And for that Execution hath
 not thereupon Yet Issued It was therefore commanded the said sher-
 iffe that by good and Lawfull men of his baliwick he make knowne
 unto the said William Hemsley that he be and appeare here the Sec-
 ond Day of May in the seaventh yeare of the Dominion of the Right
 Hono^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1680, To shew
 Cause (If any he have) Why execution should not Issue forth
 against him Upon the said Judgment, and in what manner he should
 Execute the same writ that he make Knowne to the Court here at

the Day and Place aforesaid, On wch said Second Day of May in the the yeare aforesaid Thomas Vaughan sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he hath made Knowne to the said William Hemsley to be and appeare here on the said Second day of May. as by the said writ he was comanded

On w^{ch} said Second Day of May aforesaid Came the said Isaac Merriott by George Parker his Attorney and Offered himself against the said William Hemsley Upon the scire facias aforesaid but the said William Hemsley came not but made Default Therefore It is Considered by the Court here that the said Isaac Merriott have Execucōn against the said William Hemsley aswell for the aforesaid Sume of Two thousand Seaven hundred & thirty Pounds of tobacco Debt and ffive hundred fifty two pounds of Tobacco Costs of suite in the scire facias aforesaid Mentioned. as also the sume of five hundred sixty three pounds of tobacco for his Costs and charges by him in this behalfe sithence Laid out and expended

John Darnall

ag^t

Simon Wilmer Attorney
& Agent of Cap^t Richard
Perry

} **Comand** was given to the Sheriffe of
Calvert County that of the goods and
Chattles of Cap^t Richard Perry in the
hands of Simon Wilmer Attorney and
Agent of the Said Richard Perry If they
should be found in his baliwick he Cause

to be made the Sume of ffoure thousand pounds of Tobacco a certaine Debt Recovered against him at Provinciaall Court held here the third day of March last past by John Darnall whereof he is Convict, and when he had the same Soe made as aforesaid or any part the same in his Custody to Keepe Soe that he have the same here the Second Day of May in the Seaventh Yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1682 To render to the said John Darnall On w^{ch} said Second day of May in the yeare aforesaid Coff Henry Jowles Sheriffe of the County aforesaid made returne of the writt aforesaid that by vertu[e] thereof he hath executed a Neagro boy of the goods and chattles of Cap^t Richard Perry w^{ch} being first appraised to Six thousand pounds of tobacco, he exposed to Sale and made the said Sume of ffoure thousand pounds of Tobacco w^{ch} is in satisfaction of the said Execucōn, and the residue he hath returned to the said Cap^t Richard Perry:

May y^e 3^d 1682)

Upon the Peticon of Thomas DIgnio that he being borne in Cannaday of French Parents (John DIgnio his ffather) a Carpenter by trade, Who intended to Leave that Country and Inhabit in New Yorke, Desired one Thomas Beauleiu the Peticōners God father) Who was then likewise goeing from Cannaday to New

Liber W. C. Yorke to inhabit) To take the Peticōner with him to New Yorke & there Keepe him untill the said Thomas the Peticōners father should come thither himself, Upon w^h the Peticon^r Leaveing his ffather went with the said Beauleiu to New Yorke, and there continued wth him some short time untill the Occasions of the said Beauleiu Calling him abroad to worke for a considerable time Hee the said Beaulein was forced to leave the Peticōner wth One of the Neighbours Called Maneir till his returne from work, **Whereupon** the said Maneir tooke his Oppertunity and Ran away from New Yorke and came into this Province with a scandalous woman & deceitfully brought the Peticoner hither & sold him for Seaven yeares to John Baker Inneholder for the consideration of Two thousand Pounds of Tobacco, Whereof the said Maneir hath received of the said Baker onely Eight hundred pounds of Tobacco All wch the said Peticōner Could produce Witnesses to Prove, And soe the said Peticōner humbly prayed that this Court would take the p^misses into their serious consideracōn & that he may be sett ffree he being sold contrary to all Justice & Equity, W^{ch} Peticōn being read and heard It is the Oppinion & Judgment of this Court that the said Peticoner is Wrongfully sold by the sd Maneir to the said Baker ffor that the said Maneir had not any right or title in him as Soe or any otherwaies to Dispose of him to the said Baker or any other person Whatsoever & that the said Peticōner Ought to be sett ffree, Therefore It is Considered by the Court here that the said Thomas DIgnio Bee and is hereby acquitted and made free from all servitude w^{ch} the said Baker may or can claime from him by vertue of the said sale from the said Maneir. or any other pson or psons whatsoever :

To the Hono^{ble} the Justices of the Provinciaall Court
The humble Peticōn of Mary Strattle

Sheweth

That yo^r Peticōner being consigned from Dublin by one M^r Leviter unto M^r Addison in this Province. and by M^r Addison sold to the Hono^{ble} the Secretary, & from the hono^{ble} Secretary to one Daniel Devine of s^t Maryes County by Indenture for foure yeares w^{ch} Indenture yo^r Peticoner at first arrivall into this Province delivered unto her said Master M^r Addison, That Yo^r Peticōner when she were sold to the Hono^{ble} the secretary Demanded her Indenture of the said M^r Addison Who replied that his Hono^r would be unto her a good Master & that she had better Serve him five yeares then her foure Yo^r Peticōner was afterwards sold to one Daniel Devine from his hono^r the secretary and yo^r Peticōner not any wayes when
p. 553 her time of foure yeares as by Indenture she came ffor were Expired, misdoubting, Did not againe Demand of the said Addison her Indenture

Your Petitioner therefore humbly prays that yo^r hono^{rs} would be pleased to Order the said Addison to produce to yo^r hono^{rs} in Court her sd Indenture w^{ch} from her he unjustly Detaineth, & that yo^r Hono^{rs} will Order her ffreedome w^{ch} to her is Justly due

Liber W. C.

And Yo^r Petitioner shall Pray &c

Which Petition being read and heard It is Ordered by the Court here this Day (to wit) the sixth day of May Anno Doni 1682 That the said Mary Strattle be freed and acquitted and is hereby freed and acquitted from her time of servitude Limited by her said Indenture, but if she have wthin the said time Run away and absented her self. that then she make further servitude for the same according to act of Assembly in that Case made and Provided

M^r Kenelm Cheseldyn

As one of the Attorneys of the Provinciall Court appeare for me at the suite of Henry Brent & ux Executrix of Baker Brooke, & Defend the same to the best of yo^r Endeavo^r In Doing whereof this shall be yo^r Warrant as witnesse my hand

John Manley

John Browne }
ag^t } in Ejectm^t } John Standley late of the County of
John Standley } Talbot in the Province of Maryland
was attached to answer unto Thomas

Browne of the same County Planter of a plea Wherefore by force and Armes all that Parcell of land Called The Freshes Addition Lyeing in Talbot County On the Fresh runn on the head of Tredhaven Creeke On the North side of Chaptanke, Beginning at the Eastermost bounded tree of Edmondsons ffreshes being a marked Oake Runing South East by South One hundred and Sixty perches to a marked Oake at the Miles end of Job Nutt, Then with a Line Drawne North east & by North Three hundred and Seaventy perches to another marked Oake, Then with a Line Drawne North west by North One hundred perches to a marked white Oake, Neare a Pecosan Swampe being the Northermost bounded tree of Edmondsons ffreshes, Then runing North east and by North sixty perches to a marked red Oake, & then with a Line Drawne North west and by North One hundred and sixty perches to a marked Hiccorry, Then with a Line South west and by West One hundred perches till it intersects Edmondsons ffreshes And Soe with Edmondsons ffreshes to the first bounded tree, Bounded on the south with Job Nutts Land, Containing and Layd out for three hundred Acres more or Lesse, To be held of the Manno^r of Baltemore, Together with all Messuages Tennements or Dwelling houses, Edifices buildings, Yards Gardens and Orchards & all other the p^rmisses wth the Appurtenances to the said Parcell of Land belonging Or in any

Liber W. C. wise appertaining, w^{ch} John Edmondson of Talbot County Marchant
 p. 554 to him the said Thomas Browne For a terme w^{ch} is not Yett
 past had Demised, Entred & him the said Thomas Browne from
 his ffarme aforesaid Did Eject and other harmes to him did to the
 great damage of the said Thomas Browne and against his Loppes
 peace &c.

And Whereupon the said Thomas Browne by George Parker his
 Attorney saith that Whereas the said John Edmondson Upon the
 five and twentyeth Day of March in the seaventh yeare of the
 Dominion of the Right hono^{ble} Charles absolute Lord and Prop^{ry} of
 the Provinces of Maryland and Avalon &c Annoq Doni 1682 in
 Tredhaven Creeke in Talbott County aforesaid Did Demise to the
 said Thomas Browne All that Parcell of Land Called the ffreshes
 Addition Lyeing in Talbott County on the ffresh runn of the head of
 Tredavon Creeke On the North side of Chaptanke River. Begining
 at the Eastermost bounded tree of Edmondsons ffreshes being a
 marked oake & runing south East and by South One hundred and
 Sixty perches to a marked oake at the Miles End of Job Nutt, Then
 with a Line Drawne North east and by North Three hundred and
 seaventy perches to another marked Oake, Then with a Line Drawne
 North west and by North One hundred perches to a marked white
 Oake neare a Pecosan Swampe being the Northermost bounded tree
 of Edmondsons Freshes, Then runing North east and by North
 Sixty perches to a marked red oake, and then with a Line Drawne
 North west & by North One hundred and Sixty perches to a marked
 Hiccory, Then with a line drawne south west and by West One
 hundred perches till it intersects Edmondsons ffreshes And soe with
 Edmondsons ffreshes to the first bounded tree, Bounded on the
 south wth Job Nutts Land Containing and Layd out for three hun-
 dred Acres more or Lesse, To be held of the Manno^r of Baltemore,
 Together with all Messuages Tennements or Dwelling houses Edi-
 fices buildings. Barnes Yards Gardens Orchards & all other the
 p^rmisses with the appurtenances to the said Parcell of Land belong-
 ing or in any wise apptaining

To Have & to Hold the said parcell of Land Messuages Tene-
 ments or Dwelling houses Edifices Buildings Yards: gardens &
 Orchards and all other the premisses with th'appurtenances to the
 same belonging to him the said Thomas Browne and his Assignes
 from the five & twentyeth day of March aforesaid for and Dureing
 and untill the full end and terme of Three yeares from thence
 next Ensueing and fully to be compleate and ended, By vertue of
 wch said Demise the said Thomas Browne into the said parcell
 of Land Messuages Tenements or Dwelling houses Edifices build-
 ings Yards gardens Orchards & premises with the appurtenances
 Entred and was thereof posessed, & being thereof posessed the said
 John Standley Afterwards that is to say the eight and twentyeth

day of March in the yeare of our Lord God One thousand six hundred eighty and two, into the said parcell of Land wth the appurtenances w^{ch} the said John Edmondson to him the said Thomas Browne in manner and fforme aforesaid had Demised for the terme aforesaid wch is not yet past, Entred and him the said Thomas Browne from his ffarme aforesaid Did Eject & other harmes to him did to the great Damage of him the said Thomas Browne and against his Lordsp^s Peace &c And Whereupon he sayth he is the worse and hath Losse to the vallue of Thirty thousand pounds of tobacco, And thereupon he brings his suite

Unlesse the Tennant in Posession or they under whome he Claimeth Doe at the next Provinciaall to be held at s^t Maryes the Second Day of May next Anno Dni. 1682 appeare to this Declaracōn and make himself or themselves defts thereunto & by rule of Court Confesse the aforesaid Entry and Ejectment & insist onely upon the title The Deft in this Declaracōn will Confesse Judgment and Posession will be Delivered accordingly to the Plantiffe To Roger Sumers Tennant of the Premisses above menconed

On the first day of May Annoq³ Doni 1682 Came Thomas Mount-
fort of Talbot County, Before the Hono^{ble} William Calvert Esq^r One of the Justices of the Provinciaall Court and made Oath that Upon the Eleaventh day of Aprill last past he Delivered unto Roger Sumers the above named Tennant in posession of the premisses above mentioned a Coppy of the Declaration before written under the hand of William Cocks Clerke of the Provinciaall Court at the house of him the said Roger in Talbot County being the Dwelling house of the Land in Question & he then sayd he was willing to deliver Posession to the use of Jn^o Edmondson within named

Sworne the first day of May 1682 before me
William Calvert

Now here at this day to wit the fourth day of May in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c Annoq³ Doni 1682 came the said John Browne by his Attorney aforesaid and Offered himself against the said John Standley in the Plea aforesaid, but the said John Standley came not but made default Wherefore the said pth remaineth against the said Deft thereof wholly undefended, Therefore It is Considered by the Court here that the said John Browne recover against the said John Standley his Terme aforesaid yet to come of and in the aforesaid parcell of Land Called the ffreshes Addition Containing and Laid out for Three hundred Acres more or Lesse Together with all Messuages Tennements or dwelling houses Edifices. Buildings. Yards Gardens & Orchards. and all other the Premises with the appurtenances to the said Parcell of Land belonging or in any wise appertaining, And hereupon the said Plantiffe by his Attorney aforesaid Prayeth his Lo^{pps} the Lord Proprietaryes writt to the Sheriffe of Talbot

Liber W. C.

p. 555

Liber W. C. County aforesaid to be Directed To Cause him to have Possession of his Terme aforesaid Yet to come off and in the aforementioned Land and Premisses and it is granted unto him by the Court here

On the backside of an Execu^{tion} against Robert ffranklin sher-
iffe of Anne Arrundell County. ffor the Sume of Two thousand
Pounds of Tobacco: for not Returning his writts according to An
Order of the Provincia^{ll} Court, Directed to the Coroner of the same
County bearing date the sixth day of October Anno 1680. was
written as followeth Viz

The fyne is Remitted therefore this Writt is Supseded by ord^r of
C: Baltmore

May 5th 1682

Michael Miller Sheriffe of Kent County humbly Craves to
be allowed & payd these ffollowing sumes of Tobacco by
him expended about the Imprisonment of Ann Thomas Viz

	1. Tob
To ffees of Imprisonm ^t from y ^e 28 March till y ^e 4 th May 1682 being 38 dayes.....	760
To 3 men Prest to bring her to st Maryes at 20 p day. 15 dayes each	900
To the mens dyet at M ^r Bakers.....	360
To y ^e sher of st Maryes County for ffees.....	280
To y ^e Cryers ffees of st Maryes County.....	168
To Boats hyre 15 dayes att 20 p day.....	300
To Provision for Prison ^r & men Comeing and goeing.....	200
	<hr/> Sume: Totall 2968

p. 556 W^{ch} said accompt being read and heard. and by the Justices here
understood It is Ordered by the Court here that the Same be Al-
lowed and payd to the Said Michael Miller according to an Act of
Assembly in that Case made & Provided

John Watkinson }
ag^t } In Ejectment May y^e 6th 1682:
Thomas Collins }

Whereas by a former Order made in this
Cause bearing date the Eight and Twentyeth day of Aprill Anno
Doni 1681 It appeareing to the Court then that this was an action
of Ejectment Comenced by the p^{lt} as Lessee of Peter Sayer & ffrances
his wife One of the Daughters and Coheires of Henry Morgan
decd ag^t Christop^r Goodhand Casual Ejecto^r, And the said Thomas
Collins haveing named himself deft instead of the Casuall Ejecto^r
to try the title to one Messuage Containing One hundred and thirty
Acres of Land called Marron Lyeing on the East side of Chesepeak

bay on the north side of a River in the said bay called s^t Michaels River in the County of Talbot next Adjoyning to Morgans s^t Michaels and being now in Dispute between the said John Watkinson and Thomas Collins, And the Court then finding it necessary that the said One hundred and thirty Acres of land called Marron, should be Layd out according to the knowne Antient bounds thereof by some skilfull person by the Directions of y^e Neighbourhood that were most Knowing thereof, And that after the said Surveyo^r wth the directions of the neighbourhood had runn out the Lines thereof he should returne a faire Plot and Certificate thereof to the then next Provinciaall Court soe that upon pusall and vieu thereof and heering what could be said on Either side the Court might Doe therein what to Justice should appertaine And accordingly the Court Did then Order that Richard Peacock gent^l. Deputy Surveyo^r of Talbot County should be and was thereby especially appointed Empowered and comanded to lay out the aforesaid parcell of Land in the presence of the sheriffe of the said County, wch said Sheriffe was thereby also Impowered and comanded to sumon and Impannell a Jury of twelve good and Lawfull men of the Neighbourhood to goe upon the said Land And to sumon and Examine witnesses upon oath that the truth of the matter and the bounds of the said Parcell of Land might be fully Discovered, And the said Richard Peacock was thereby ordered to runn the lines according to the Pattent and the Directions of the Jury and to returne a Certificate of his proceeding therein and a faire plot of the Land in question to the then next Provinciaall Court to be held at the City of s^t Maryes the fourth Day of October then next, Att w^{ch} said fourth day of October aforesaid Came the said partyes by their Attorneys and the said Cause was continued untill the sixteenth day of November then next Att w^{ch} day Came also the said partyes by their Attorneys aforesaid And the said Richard Peacock came also and Certified to this Court that on the fourteenth day of July last he had Layd out and Resurveyed part of the said Land Called Marron in the p^sence of the Sheriffe of Talbot County and Twelve men Impannelled by him upon a Jury for that purpose Begining at a marked oake neare the end of a south Line of a parcell of Land called Morgans s^t Michaels and runing thence South and by east One hundred and sixty perches, to a Creeke called Champes Creeke to two marked Cedars, And Whereas in the Pattent for the aforesaid parcell of Land Called Marron it is Exprest Bounding on the south by a Line Drawne East Up the said Creeke Three hundred and twenty perches The Juro^{rs} aforesaid being not agreed upon the Runing of the said Line 1 by reason of that word, Up, the said Creeke, part of them being for Runing the said Line East & the rest for Runing up but not over the Creeke, Att Champes Creeke aforesaid they ended the said Resurvey, Itt was thereupon prayed by the said P^lts Attorney

Liber W. C.

Liber W. C. that the said Comission of resurvey might be renewed And that the said Deputy Surveyor might be Ordered to runn the Lines of the said Land according to the Lines menconed in the Pattent of the said Peter Sayer in the presence of the sheriffe and a Jury of the Neighbourhood **Whereupon** it was Upon the said sixteenth Day of November aforesaid by the said Court Ordered that the said Richard Peacock should be & was thereby Especially appointed Empowered and comanded againe to resurvey and Lay out the aforesaid parcell of Land called Marron in the presence of the sheriffe of the said County w^{ch} said Sheriffe was thereby also Impowered and Comanded to sumon and Impannell a Jury of twelve good and Lawfull men of the Neighbourhood to goe upon the said Land and to sumon & Examine witnesses upon Oath (if occasion were) that the truth of the matter and the true bounds of the said One hundred and thirty Acres of Land might be fully Discovered And the said Richard Peacock was thereby ordered to runn the Lines according to the Lines and Courses mentioned in the Pattent & also the Imaginary Lines And to run out the true Lines of the said Creeke called Champes Creeke, and to returne a Certificate of his Proceedings therein and a faire plot of the Land in question and the Creeke aforesaid to the then next Provinciaall Court to be held at the City of st Maryes the Eight and twentyeth Day of ffebruary then next Att wch said Eight and twentyeth day of ffebruary Came the said partyes by their Attorneys aforesaid and the said Richard Peacock Came also and Certified to this Court that on the three and twentieth day of the same ffebruary hee the said Richard Peacock in the p^sence of the Sheriffe of Talbott County aforesaid & a Jury of the Neighbourhood Did Lay out and resurvey part of the said Land Called Marron Begining at a marked oake being then Admitted by the said Jury and also Concluded by a former Jury to be the first bounded tree of the said Land and runing thence South by east One hundred fifty six perches to a Creeke called Champes Creeke, And from the said Creek by a line Drawne East Three hundred and twenty perches, And from the End of the East line North by west untill they Did Intersect a Line Drawne East by south from the aforesaid marked Oake, but the night comeing on they Could not then runn out the said North by west Line And the next morning part of the Jury Declareing they were not satisfied with the truth of the first bounded tree and soe they would proceede noe further as by a Certificate under their hands and seales appeares, soe that they could not perfect the said Survey, And thereupon the said Cause was Continued untill this present day to wit the sixth day of May aforesaid, At wch said Day Came the said partyes by their Attorneys aforesaid And the said p^lt by his said Attorney prayed that a New Comission of resurvey may Issue to resurvey and Lay out the said Land Called Marron and that a new Jury may be Ordered to see

the same resurveyed and Layd out **Whereupon** Itt is by the Court here Ordered that the said Richard Peacock gentl be and is hereby Especially appointed Impowered and comanded againe to resurvey and Lay out the aforesaid parcell of Land called Marron in the p^rsence of the sheriffe of Talbott County aforesaid, W^{ch} said sheriffe is hereby also Impowered and Comanded to sumon and Impannell a Jury of Twelve other good good and Lawfull men of the Neighbourhood to goe upon the said Land And to sumon and Examine witnesses upon oath (if occasion be) That the truth of the matter and the true bounds of the said Land may be fully discovered, And the said Richard Peacock is hereby Ordered first to runn the Lines of the said Land according to the naturall bounds thereof & Secondly according to the Imaginary lines thereof, and that then he run the Line that Runs over the Creeke called Champes Creeke, And that he returne a seaverall and Distinct Certificate of each survey by him to be made as aforesaid and faire Plotts thereof to the next Provinciaall Court to be held at the Citty of st Maryes the Six Twentieth day of september next Attested as well under the hand and Seale of the said Surveyor as of the Sheriffe and Juro^{rs} aforesaid that soe his Lopp^s Justices being fully Informed of the truth of the p^rmisses may Doe therein as to Justice shall appertaine

p. 558

Ralph Shaw }
 ag^t } In Ejectment Eod: Die.
 Philip Lynes }

Whereas by a former Order made in this Cause bearing Date the nineteenth day of November Anno Doni 1681 It being alleadged that the p^t as Lessee of Michael Ashford & Rachell his wife Comenced their accon against John Clarke as Casuall Ejector and the said Philip Lynes haveing named himself deft to Defend his title to a parcell of Land Lately by him the said Lynes purchased of and from one George Gooderick being part of a greater tract of Land granted to the said George Gooderick Containeing six hundred Acres of Land Lyeing next Adjoyning to a Parcell of Land belonging to the said Michael Ashford and Rachell his wife in right of the said Rachell, And the said Ashfords Land being sayd to be bounded on the line of the said George Goodericks land That is to say where the old bounds of the said Goodericks land ends There the Land of the said Michael Ashfords is to beginn, And the Difference in question being about the true Antient bounds of the said Goodericks Land, and it being insisted on by the Attorney of the said Lynes that according to the old survey made by M^r Clarke the then Surveyor Generall and the Quantity or number of perches menconed in the pattent The same would not reach to the old bounds of the sd Goodericks Land but there is upon a Resurvey thereof a Surplusage of land wthin the said old bounds of the said Goodericks

Liber W. C. Land And in wch surplusage (then unknowne to y^e said Gooderick) or Lands they had Cleared &c and made a Plantacon & Lynes since had obtained his Lopp^s Speciall warr^t of resurvey to take up the said Surplusage, but the said Originall bound trees being fallen the said Michael Ashford would Notwithstanding beginn the bounds of his land at the End of the number of perches mentioned in the Pattent of the said Gooderick & by that meanes would take in all the said surplusage & soe Consequently the said Lynes Plantation soe that to finde out the said Antient bounds of the said Goodericks land was y^e Dispute in Question And the Court then finding it necessary that the said six hundred Acres of Goodericks should be Layd out according to the Knowne antient bounds thereof by some skilfull person according to the Direction of a Jury of the neighbourhood & according to the Testimony of the witnesses that are best Knowing thereof The Court did then ord^r that Rand^o Brandt gent^l. Deputy surveyo^r of Charles County should be and was thereby especially appointed Impowered and comanded to Lay out and Resurvey the aforesaid parcell of Land of the aforesaid George Gooderick Containing six hundred Acres more or Lesse part whereof was sold to y^e said Philip Lynes, In the presence of the sheriffe of the said County, wch said sheriffe was thereby impowered and comanded to sumon and Impannell a Jury of Twelve good and Law-
p. 559 full men of the Neighbourhood to the said Land, Not being of Affinity or consanguinity to any of the said partyes or any way concerned about the Title to the said Lands or any part thereof, to goe upon the said lands, and to sumon and Examine witnesses upon oath that the true antient bounds of the said George Goodericks land might the better be found out and Discovered According as they were first marked surveyed and layd out for the said George Gooderick by the said Robert Clarke, and to see where the Line of the said Michael Ashford Did or doth beginn And the said Rand^o Brandt was thereby ordered to runn the lines according to the lines and Courses of the Pattent, and also according to y^e Imaginary Lines And according to the Directions of the Jury aforesaid and the oathes of the Evidences Soe as the truth of the matter touching the sd Originall bounds of the said Goodericks land might the better be found out & discovered And to returne a Certificate of his proceedings therein and a faire plott of the Land in Question aswell touching the said Land according to the Lines of the Pattent as of the Survey taken by the Directions of the Jury & witnesses as aforesaid in Case they happen to differ, to the then next Provinciaall Court to be held at the City of s^t Maryes the Eight and Twentyeth day of ffebruary then next, On wch said Eight and twentyeth Day of ffebruary aforesaid Came the said partyes by their Attorneys & the said Rand^o Brandt came also and certified to the said court that in Obedience thereunto he the said Rand^o Brandt in the presence of

William Chandler Sheriffe of Charles County aforesaid And a Jury of twelve good and Lawfull men of the Neighbourhood by him the said sheriffe thereunto Sumoned Impannelled and sworne Hath resurveyed a Certaine Tract of Land formerly laid out for George Gooderick by Robert Clarke gentl. Begining att a bounded white oake by a Runn in the North west branch of Zachiah Swampe and proved by the oath of Robert Gooderick who was at the first Survey, Runing thence north and by west Three hundred perches to a bounded Oake standing in the said branch, Runing thence west & by north Three hundred and Twenty perches to a bounded oake, Thence south and by east Three hundred perches to a Locust post standing in the Cleare ground of the Plantacon of Philip Lynes being part of the said George Goodericks Land Thence Runing East and by south to the first bound tree Containing and Layd out for six hundred Acres according to the Teno^r of his Lopps Grant And also in Obedience to the said Order of Court he hath resurveyed from the first bounded tree Runing thence north and by west Three hundred perches to the Second bound tree of the said Pattent, Thence north north west thirty one perches to a bounded Oake standing by the side of a Hill neare the Plantacon of John Alwoods and Proved by the oath of the said Robert to be the second bounds of George Goodericks Land Runing thence west and by north Three hundred and Twenty perches Thence South and by east three hundred thirty one perches to a Locust stake standing by a branch in the Cleare ground of the said Philip Lynes Runing thence East and by south to the first bounded tree Containing and resurveyd for six hundred Sixty and two Acres being all the lines and bounds that Can be Discovered by the Jury aforesaid Relateing to the said George Goodericks Land And also by the Orders and Directions of the Jury he hath runn part of the south by east Line of Michael Ashfords Land containing One hundred & Tenn perches wch hath its Dependence on the south and by east Line of the said Goodericks Land part thereof now in the Posession of the said Lynes and from thence continues its Course Two hundred and tenn perches according to the Teno^r of his Grant by w^{ch} meanes they finde most of the said Lynes Plantation Fenceing and Tobacco houses to be in the Land of the said Ashford, And the said Cause was Continued untill this present day to wit the sixth Day of May aforesaid, On wch day it was alledged to the Court by the said Defts Attorney that the said Survey of the Lands aforementioned was noe true Survey for that in the plotts of the said Goodericks Land drawne by the said surveyo^r and Returned to the Court doth not appeare to be the Quantity of acres mentioned in the Certificate aforesaid, And that the Defts witnesses that Could have proved the true antient bound trees and the Line trees from One bound tree to another were not permitted to be throughly examined Nor was there any

Liber W. C.

p. 560

Liber W. C. notice taken of the line trees by the Surveyor or Jury and the said Michael Ashford hath his full quantity of Acres of Land according to his Pattent without comeing wthin any part of the Cleere ground of the said Philip Lynes And therefore the said Phillip Lynes the Deft prayed that the said Comission of resurvey might be Renewed and that the said Surveyor might be Ordered to run the Lines of the said Goodericks land first according to the Pattent for the same and then the true antient bounds thereof according to the Evidence and the Directions of the Jury (If the Lines and bounds according to Evidence & Directions of the Jury happen to differ from the Lynes of the Pattent) and when the same is soe Layd out as aforesaid that then he runn the line of the said Michael Ashfords Land next adjoyning to the said Goodericks Land according to the Pattent for the same and the antient Known bounds thereof

Whereupon Itt is by the Court here Ordered wth the Consent of Thomas Burford Attorney for the Plantiffe and Robert Carville Attorney for the Deft that the said Rand^o Brandt gentl. Deputy surveyor be and is hereby Especially appointed Impowered and comanded againe to resurvey and Lay out the aforesaid parcell of Land of the said George Gooderick containing six hundred Acres more or Lesse in the presence of the sheriffe of Charles County aforesaid, w^{ch} said Sheriffe is hereby Impowered & comanded to sumon and Impannell a Jury of twelve good and Lawfull men of the neighbourhood to the Said Land Not being of affinity or Consanguinity to Either of the said partyes or anywaies concerned about the title to the said land or any part thereof, to goe upon the said land, And to Sumon and Examine witnesses upon oath that the truth of the matter may the better be found out and discovered, And the said Rand^o Brandt is hereby ordered to runn the lines of the said Goodericks Land First according to the bounds of the pattent for the same & then the true Antient bounds thereof according to the Evidence and the Directions of the Jury (And If the Lines and bounds according to Evidence and Directions of the Jury happen to differ from the Lines of the pattent when Surveyed as aforesaid, That in the plotts to be returned thereof the same be Signified as it is Surveyed according to the bounds of the Pattent by a black Line, and as it is surveyed according to evidence and by the Directions of the Jury by a prickt line, And that then he runn out the Line of the said Michael Ashfords Land next Adjoyning thereunto according to the Pattent for the same and the antient Known bounds thereof And that he returne a Seaverall and Distinct Certificate and faire plott thereof when surveyed as aforesaid Aswell und^r the hand and seale of him the said Rand^o Brandt as of the Sheriffe and Juro^{rs} aforesaid to the next Provinciaall Court to be held at the City of st Maryes the six and twentyeth Day of septem-

ber next That soe his Lopps Justices being fully informed of the Liber W.C.
truth of the p^rmisses may Doe therein as to Justice shall apptaine

To all Christian People To whome these p^rsents shall Come to be
seen read or heard I William Dorrington of the County of Dor-
chester in the Province of Maryland send greeting Whereas I
the said William Dorrington have given a warrant of Attorney
To M^r Robert Ridgely One of the Attornys belonging to his Lopps p. 561
Provinciall Court in the Province of Maryland aforesaid Bearing
date the fifteenth day of ffebruary in the yeare of our Lord God
One thousand Six hundred seaventy & Eight authoriseing him to
appeare for me the said Dorrington att the suite of Walter Dunch
Comander of the good ship Charles And receive a Declaracon and
Confesse Judgem^t thereupon for one hundred and Twenty pounds
Sterling money of England soe that Judgem^t may forthwith passe
against mee for the said Sum^e, do by the said Warrant of Attorney
Rela^on being thereunto had may and doth more at large appeare
Now Know yee that I the said William Dorrington for mee my
heires Executo^{rs} Adminstrs and Assignes Doe by these p^rsents remise
release and for ever quitt Clayme unto the said Walter Dunch his
heires Executo^{rs} Adm^{ts} and Assignes All & all manner of Erro^r and
Erro^{rs} omissions Co^missions and Erronious proceedings whatsoever
had done or Co^mitted or which shall or may bee had or Co^mitted
att any time hereafter in or aboute the acknowledgem^t or entring
up of the aforesaid Judgem^t or any other the proceedings in or
aboute the same **In witness** whereof the said William Dorrington
have hereunto sett my hand & seale dated the Twentyeth day of
september Annoq Dni 1680.

W^m Dorrington (locus)
sigilli

Signed sealed and delivered
in the p^rsence of
Tho: Jones
James Cranford
Geo: Parker

His Lordship the R^{tt} hono^{ble} the Lord Prop^{ry} of this Province
Sendeth to his Justices of his Provinciall Court his writt of
Adjournm^t of the said Court The Teno^r whereof ffolloweth in
these words. Viz

Charles Absolute Lord and Prop^{ry} of the Provinces of Maryland
& Avalon Lord Baron of Baltimore &c. To Our Justices of our Pro-
vinciall Court Assigned greeting, For certaine Causes us moveing
wee have Ordained that all pleas writts bills Processe & precepts
and other things whatsoever wch before us the six and twentyeth
day of September instant are aswell in Law as Equity undetermined

Liber W. C. in Our said Provinciaall Court or at any other dayes then after next following ought to be pleaded returned, untill the tenth day of October next Ensueing att S^t Maryes att Our said Provinciaall Court at tenn of the Clock are adjourned to be heard and tryed Wee therefore comand you that all pleas writts bills precepts & other Processe whatsoever Either in Lawe or Equity before us at S^t Maryes the said Tenth day of October next at the houre aforesaid to be pleaded Returned Depending undetermined or in the meane time shall have Days untill the said Tenth day of October wthout delay you Adjourn or Cause to be Adjourned And the Same pleas writts bills Processe and precepts & other things whatsoever either in Lawe or Equity thereupon you prefix the said Tenth day of October at the houre aforesaid Moreover Comanding all Sheriffes Officers and Ministers whatsoever of our Province of Maryland aforesaid That every one of them in their Custody detaine in all and singular the writts bills Processe and Precepts whatsoever either in Law or Equity wch before us at S^t Maryes on the Six and twentyeth day of september afores^d or any other dayes aforesaid ought to be returned And them on the Said Tenth day of October next att S^t Maryes aforesaid at the houre aforesaid you Cause to be returned Soe that on the same tenth day of October upon the same writts bills processe and Precepts & other things whatsoever to you Returned yoⁿ proceed and make the processe thereupon As if those writts bills Processe and precepts and other the p^rmisses On the said Six and twentyeth day of Septemb^r or any other Day aforesaid without any Adjournment were **Witnesse** Our self at our Citty of s^t Maryes the day of September in the Seaventh yeare of Our Dominion &c Annoq^{ue} Doni One thousand Six hundred eighty two His Lordshipp sendeth also his other writts to the seaverall and Respective sheriffes of this Province the Teno^r Whereof also followeth in these words

Charles Absolute Lord and Prop^{ty} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c. To the sheriffes of s^t Maryes Kent Ann Arrundⁿ Calvert Charles Baltemore Talbott Somersett Dorchest^r and somersett Countyes greeting Wee Comand you that all and Singuler our writts and Precepts to yoⁿ delivered & before us the six and twentyeth day of September instant by you to be returned you Detaine in yo^r hands untill the tenth day of October next Ensueing at Tenn of the Clock And that you have them before us at our Provinciaall Court on the said Tenth day of October with the returnes and executions of the Same That wee may further Proceed to the Prosecution of the Partyes in the same writts as of right wee shall think fitt to be done in this behalfe. And hereof you are to make Proclamation that all persons Concerned may Keepe their day on the said Tenth day of October next at the houre aforesaid at S^t Maryes aforesaid **Witnesse** our Self at our

Liber W. C.	Mareen Duvall	}	These two causes are Continued till next Court by y ^e Consent of the p ^l s and Deft ^s and their Attorneyes.
	ag ^t		
	Thomas Bowdle		
	Gerrard Slye		
	ag ^t	}	These two Causes are Continued by the Court untill next Provinciaall Court
	Daniel Carnell		
	Henry Kennett		
	ag ^t		
	William Leedes	}	
	Edward English		
	ag ^t		
	William Nowell		

p. 564	Jeffrey Meanley	}	These fourteen Causes are agreed
	ag ^t		
	Henry Mitchell		
	John Gwynn		
	ag ^t		
	Philip Lynes		
	William Jones		
	ag ^t		
	John Wynne		
	William Colebourne		
	ag ^t		
	Samuel Cooper		
	Robert Carvile		
	ag ^t		
	Ignatius Warren		
	William Elmes		
	ag ^t		
	Henry Smith		
	James Neale Sen ^r		
	ag ^t		
	Robert Thompson		
	John Brome		
	ag ^t		
	Thomas Cosden		
	Thomas Barnett		
	ag ^t		
	Gilbert Turbervile		
	Philip Hoskins		
	ag ^t		
	Archibald Wahoope		
	John Hamilton		
	ag ^t		
	Richard Boughton		

William Digges Esq^r }
 ag^t }
 Gerrard Slye }
 George Parker }
 ag^t }
 Lewis Blangey }
 Kenelm Cheseldyne }
 ag^t }
 Robert Doyne }
 Hugh Maning }
 ag^t }
 Robert Mason }
 Randall Henson }
 ag^t }
 William Thomas }
 Michael Miller }
 ag^t }
 Thomas Jackson }
 The Same }
 ag^t }
 The same }
 Eman^{ll} Jenkinson }
 ag^t }
 William Rawles }
 Nicholas Macey }
 ag^t }
 Philip Actton }
 John Edmondson }
 ag^t }
 Thomas ffurbee }
 Martha Ridgely Ex^x of }
 Rob^t Ridgely decd }
 ag^t }
 Thomas Harris }
 Robert Carvile }
 ag^t }
 Elias Beech }
 Henry Brent }
 ag^t }
 Paul Innis }
 Henry Smith }
 ag^t }
 John steevens }
 The Same }
 ag^t }
 Robert Mason }

Liber W. C.

p. 565

These Fourteen Causes are agreed

Liber W. C.	Thomas ffisher Ad ^t of	}	}	
	Richard Adkins			
	ag ^t	}	}	
	John Alford			
	John Edmondson	}	}	
	ag ^t			
	The Same	}	}	
p. 566	Robert Carvile			
	ag ^t	}	}	
	Edmond Dennis			
	John Guderidge	}	}	
	ag ^t			
	William Harper	}	}	
	Augustine Herman			
	ag ^t	}	}	
	Edward Johnson			
	William Boareman	}	}	
	ag ^t			
	Thomas Wynne	}	}	
	The same			
	ag ^t	}	}	
	Thomas Griffen			
	Timothy Parker & Comp ^a	}	}	These Tenn causes are agreed
	ag ^t			
	Ambrose London	}	}	
	John Barnes			
	ag ^t	}	}	
	James Knowell			
	George Holland	}	}	
	ag ^t			
	Nicholas Nicholson	}	}	
	Thomas Fisher Adm ^r			
	Richard Atkins	}	}	
	ag ^t			
	John Richardson	}	}	
	John Edmondson			
	ag ^t	}	}	
	John Richardson			
	Martha Ridgely Ex ^{rx} Robt	}	}	Unlesse the deft appeare next Court the sheriffe of Ann Arund ⁿ County Amerced
	Ridgely decd.			
	ag ^t	}	}	
	John Gray			
	Thomas ffisher Adm ^r of	}	}	Unlesse the deft appeare next Court the sheriffe of Talbot County amerced
	Richard Atkins			
	ag ^t	}	}	
	Nicholas Hackett			

Martha Ridgely Ex ^x of	} Unless the the deft appeare next Court the sheriffe of Cecill County amerced	Liber W. C.
Robert Ridgely decd ag ^t		
John Hyland		

John Richardson & Mary ux	} The defts by Thomas Burford their Attorney appeare and Imparle untill the next Provinciall Court.	p. 567
Adm ^{rx} of Henry Bradley		
ag ^t		
Henry Parker		
John Richardson		
ag ^t		
Thomas fflowers		
Humphrey Davenport		
ag ^t		
Richard Parnes		

Marmaduke Goodhand	} The Defts by John Rousby their Attorney appeare and Imparle untill the next Pro- vinciall Court
ag ^t	
John Lillingston	
The Same	
ag ^t	
The Same	
John Whittington	
ag ^t	
William Hemsley	
Thomas ffrances	
ag ^t	
James Ewstis	
William Pick	
ag ^t	
Edward Mann	

Edward English	} The Defts by Thomas Burford their Attorney appeare & Imparle untill the next Provinciall Court
ag ^t	
William Nowell	
William Howes	
ag ^t	
John Wilmott	

ffrancis Swinfen	}
ag ^t	
William Sheppard	
Henry Johnson	
ag ^t	
John Hall	

Liber W. C.	Daniel Clocker	}	The defts by Kenelm Cheseldyne their Attorney appeare & Imparle untill the next Provinciaall Court
	ag ^t		
	Michael Miller		
	James Mills		
	ag ^t		
	John Stanesby		
	The Same		
	ag ^t	}	
	The Same		

p. 568	The hono ^{ble} Philip Calvert	}	
	Esq ^r and Jane his wife		
	ag ^t	}	
	Michael Miller		
	Jacob Leisler	}	
	ag ^t		
	John Edmondson	}	The Defts by Kenelm Cheseldyn their Attorney appeare and imparle untill the next Provinciaall Court
	The Same		
	ag ^t	}	
	William Sharpe		
	Jonathan Sybrey	}	
	ag ^t		
	Henry Ward	}	
	Raymond Stapleford		
	ag ^t	}	Unlesse the deft appeare next Court the sher- iffe of Dorchest ^r County Amerced.
	Thomas Cooke		
	James Jones	}	
	ag ^t		
	Joseph Eaton	}	
	Robert Yeates & W ^m Jones		
	ag ^t	}	
	Thomas Vaughan		
	Thomas Lord	}	
	ag ^t		
	Jacob Morrice	}	
	Marmaduke Bowdler		
	ag ^t	}	The Defend ^{ts} by Robert Carvile their Attorney appeare and Imparle until the next Provinciaall Court.
	Samuel Tovey		
	Marmaduke Goodhand	}	
	ag ^t		
	Matthew Erreckson	}	
	William Jameson at Jong		
	ag ^t	}	
	Richard Royston		
	Michael Miller	}	
	ag ^t		
	Abraham Baker & ux	}	
	Ex ^x John Neck		

Timothy Parker & Comp ^a	}	Unless the deft appeare next Court the sheriffe of Somerset County Amerced	Liber W. C.
ag ^t Francis Roberts			
Priscilla Holland Adm ^{rix} of James Holland	}	Unless the deft appeare next Court the sheriffe of Ann Arrundell County Amerced	
ag ^t John Beamon			

Joseph Eaton	}	The Defts by George Parker their Attorney ap- peare and Imparle untill the next Provinciall Court	p. 569
ag ^t			
John Atkey			
William Leedes			

ag ^t George Abbot	}	The Deft appeares by Robert Carvile his Attorney and Imples untill next Court
Collon ^{ll} William Coleborne		
ag ^t John Kerke		

Edward Inglish Adm ^r of John Allen	}	This Cause being upon a scire facias the Defts by Thomas Burford their Attorney appeare and Imparle untill next Court
ag ^t		
Henry Johnson & ux Ad ^x of Nathan ^{ll} Vtie dec ^d		

John Buckeridge & at	}	The Defts by Griffith Jones their Attorney appeare and Imparle untill the next Pro- vinciall Court
ag ^t		
Richard Sweatnam		
Garrett Vanswearingen		
ag ^t		
Thomas Taylor		
Robert Carvile		

ag ^t John Hudson Adm ^r of John Hudson	}	The deft by Anthony Und ^r wood his Attorney appeares and imparles untill next Court
William Chesheire		
ag ^t Thomas Carvile		
William Gaskins		

ag ^t Andrew Skinner	}	The deft appeares by John Rousby his Attorney & imparles untill next Court:

Michael Judd	}	Comand was given to the Sheriffe of Baltimore County that he take George Gun- nell Adm ^r of the goods and Chattles of Edward Gunnell late of Baltimore County decd If he should be found in yo ^r baliwick and him safe Keepe soe that he should have his body here the six and twentyth day of September in the seaventh yeare of the Domin- ion of the R ^{tt} hono ^{ble} Charles Lord Baltimore &c Annoq ^o Doni i682
ag ^t		
George Gunnell Adm ^r of Edward Gunnell		

Liber W. C. to answer unto Michael Judd of a plea of Trespas of the Case w^{ch} said Provinciaall Court wch on the said six and twentyeth day of September was to be held as aforesaid and was by his Lordsp^{ps} writts of Adjournm^t Adjourned untill the Tenth day of October then next Att w^{ch} day Cap^t John stanesby sheriffe of the County
 p. 570 aforesaid made returne of the writ aforesaid that the said George Gunnell is not to be found in his baliwick **Whereupon** Came the said Michael Judd by Thomas Burford his Attorney and prayed an Attachment against the goods Chattles and debts of the said George Gunnell according to act of Assembly in that case made and Provided and it is granted unto him by the Court here

John Saxon } The Sheriffe of Cecill County haveing returned
 ag^t } a cepi in this Cause and not haveing the body of the
 Edward Pynn } deft here in Court The Same sheriffe Assigned over
 in open Court to the p^{lt} the bayle bond by him taken
 for the appearance of the deft here this Court And Anthony Under-
 wood Attorney for the p^{lt} accepted thereof :

Martha Ridgely Ex^{ix} of } Edward Inglish sheriffe of Cecill County
 Robert Ridgely decd } haveing returned a Cepi in this Cause and
 ag^t } not haveing the body of the deft here in
 George Oldfeild } Court The same sheriffe assigned over in
 Open Court to the p^{lt} the bayle bond by
 him taken for y^e appearance of the Deft here this Court to answer
 this ac^{on} And Thomas Burford Attorney for the said p^{lt} Accepted
 thereof.

Philip Howard } **Comand** was given to the Sheriffe of Ann
 ag^t } Arrundell County that he take Andrew Heath-
 Andrew Heathcott } cott If he should be found in his baliwick and
 him safe Keepe soe that he have his body here
 the Six and twentyeth day of September in the Seaventh yeare of
 the Dominion of the Right hono^{ble} Charles Lord Baltemore &c.
 Annoq³ Doni 1682 to answer unto Philip Howard of a plea that
 he Render unto him Two thousand six hundred Pounds of Tobacco
 w^{ch} to him he oweth & unjustly detaineth, w^{ch} said Provinciaall
 Court wch on the Said Six and twentyeth day of September was
 to be held as aforesaid was by his Topps writ of Adjournment
 Adjourned untill the tenth day of October then next following On
 w^{ch} said Tenth day of October Robert franklin gent^l Sheriffe of
 the County aforesaid made returne of the writ aforesaid that the
 said Andrew Heathcott was not found within his baliwick **Where-**
upon came the said Philip Howard by Robert Carville his Attorney
 and Prayed an attachment against the goods Chattles & Debts of
 the said Andrew Heathcott according to an Act of Assembly in that

Case made and Provided And Itt is granted unto him by the Court Liber W. C.
here

Henry Lawrence & ffrancis his	} Comand was given to the Sher-
wife Ex ^x of Henry Hide decd	
ag ^t	
Joshua Williamson	{ take Joshua Williamson late of S ^t Maryes County Otherwise called Joshua Williamson of Liverpoole

Marchant If he should be found in his baliwick & him safe Keepe
soe that he had his body here the Six & twentyeth day of september
in the seaventh yeare of the Dominion of the Rth hono^{ble} Charles
Lord Baltemore &c. Annoq̄ Doni 1682 to answee unto Henry
Lawrence and ffrances his wife Executrix of the Last will and
Testament of Henry Hyde decd Of a plea that he Render unto
them the Sume of twenty pounds Sterling wch from them he un-
justly Detaineth &c. Wch said Provinciaall Court wch on the said p. 571
Six and twentyeth day of September was to have been held as afore-
said and was by his Lopps writ of Adjournment adjourned untill
the Tenth day of October then next ensueing On wch said Tenth
day of October M^r Joshua Doyne Sheriffe of the County afore-
said made Returne of the writ aforesaid That the said Joshua
Williamson is not found within his baliwick Whereupon Came
the said Henry Lawrence and ffrances his wife and prayed an
Attachment against the goods Chattles and debts of the said Joshua
Williamson according to an Act of Assembly in that Case made
and Provided And It is granted unto them by the Court here

Robert Glassell	} Comand was given to the Sheriffe of Calvert
ag ^t	
John Holbrooke	{ County that he take John Holbrooke Marchant If he should be found in his baliwick & him safe

Keepe soe that he had his body here the Six &
twentyeth Day of september in the seaventh yeare of the Dominion
of the R^t hono^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1682
To Answee unto Robert Glassall of a plea of Trespasse of the
Case W^{ch} said Provinciaall Court wch on the said Six & twentyeth
Day of September was to be held as aforesaid was by his Lopps
writt of Adjournment Adjourned untill the Tenth day of October
then next Ensueing, On wch said Tenth day of October Collonel
Henry Jowles Sheriffe of the County aforesaid made Returne
of the writ aforesaid that the said John Holbrooke is not found
within his Baliwick Whereupon came the said Robert Glassall by
Anthony Underwood his Attorney and Prayed an Attachment
against the goods Chattles & debts of the said John Holbrooke
According to an Act of Assembly in that Case made and Provided
And Itt is granted unto him by the Court here

James Mills	}	Henry Johnson late of Baltimore County was attached to answer unto James Mills of a plea of Trespasse of the Case
ag ^t Henry Johnson		

Att wch said next Provinciall Court came the said partyes by their Attorneys aforesaid And the said Henry Johnson by his said Attorney sayth he is not guilty of the premisses above Imposed upon him in manner & forme as the said James Mills above against him hath Complained And of this he putts himself upon the Country. And the p^lt likewise

Afterwards to wit the ffifteenth—day of ffebruary—in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c. Annoq̄ Doni 1680—Came the said partyes by their Attorneys aforesaid And the Juro^{rs} Impannelled being called likewise came to wit Richard Lloyd Michael Ashford William

Wells John Gray, Edward Abbot, Emanuel Ratliffe John Evans. Liber W. C.
 John Wynne, Edward Morgan, John Martindale John Browne
 & Henry Morgan Who being elected tryed and sworne to
 say the truth in y^e premisses upon their oathes Doe Say that the
 said Henry Johnson is guilty of the premisses above imposed upon
 him in manner and forme as the said James Mills above against
 him hath Complaineth W^{ch} Verdict of the Juro^{rs} aforesaid being
 Read & heard the said Henry Johnson by his Attorney aforesaid
 moved the Court here in arrest of Judgment and prayed Day untill
 the next Provinciaall Court and it is granted unto him the same day
 is given to the p^t likewise

Now here at this day to wit the Eighteenth day of October in
 the seaventh year of the Dominion of the Right hono^{ble} Charles
 Lord Baltemore &c. Annoq^{ue} Doni 1682: Came the said James Mills
 by his Attorney aforesaid the said Henry Johnson by Thomas Bur-
 ford his Attorney came also: And the said Henry Johnson by his
 Said Attorney sayth, That the p^t declares against the debt for that
 he the Tenth day of ffebruary 1677 being possessed of a Briggantine
 with Mastes Sayles and Rigging of the vallue of ffourteene thou- p. 573
 sand pounds of Tobacco The same the debt did take and Carry
 away & hath Converted her to his owne use &c.

To this the debt pleaded the Generall issue & gave for speciall
 matter in Evidence two Records of two Judgments Recovered by
 the p^t the 14th day of March 1678 against the debt amounting with
 costs to the sume of ffourteen thousand Seaventy pounds of tobacco
 for the very same Briggantine & sayles

The Judgment ought to be arrested for that the Judgment for
 eight thousand pounds of tobacco Recovered by the p^t in an action
 of Trespasse the 14th March 1678 brought for takeing the Brigan-
 tine &c. is the full vallue of the Briggantine And the Judgment for
 One thousand pounds of Tobacco Recovered by the p^t in an Ac^{tion}
 of Trespas the same fourteenth day of March 1678 brought for
 takeing the Sayles &c. is the full vallue of the Sayles of the sd
 Briggantine And soe the said James the p^t is already satisfyed by
 the debt the full vallue of the said Briggantine & sales & his damages
 by reason of Johnsons takeing her away And therefore for the
 Reason aforesaid the debt prayeth the Judgment may be arrested
 And the Debt have his Costs

W^{ch} being read and heard Itt seemeth to the Justices here that
 the Reason aforesaid is sufficient in Lawe to Arrest Judgem^t upon
 the verdict of the Juro^{rs} aforesaid Therefore It is Considered that
 Judgment upon the verdict of the Juro^{rs} aforesaid be Arrested And
 that the said James Mills take nothing by his writ aforesaid but
 be in Mercy for his false Clayme thereon And that the said Henry
 Johnson goe from thence without Day And that the said Henry
 Johnson Recover against the Said James Mills the Sume of One

Liber W. C. thousand one hundred thirty Eight pounds of Tobacco for his Costs and Charges by him about his defence in this behalfe Layd out and Expended And the said Henry may have thereof Execution

Roger Eades ag ^t James Peterkin	}	James Peterkin late of Dorchest ^r County Plant ^r was attached to answe ^r unto Roger Eades of a plea wherefore by force and Armes one messuage of six hundred and fifty Acres of Land in the County aforesaid And lately in the tenure & Occupation of Henry Osborne decd & wch Anthony Dawson and Rebeckah his wife One of y ^e Daughters & Coeheires of the said Henry Osborne deceased & Thomas Walker & Sarah his wife the other daughter and Coeheire of the said Henry Osborne deceased unto the said Roger Eades Demised for a Terme Not yet past Entered And him from his farme aforesaid Did Eject And other Enormityes to him did doe to the great damage of him the said Roger and Contrary to the peace of the Lord Prop ^{ty}
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p. 574 **And Whereupon** the said Roger Eades by Robert Ridgely his Attorney Complayneth That whereas the said Anthony Dawson and Rebeckah his wife & Thomas Walker & Sarah his wife the first day of Aprill in the yeare of our Lord 1680 at Dorchester County aforesaid had demised to the said Roger the said Messuage wth the appurtenances Called Alexanders Place scituate lyeing and being in Transquakeing River on the East side of Chesepeake bay on the westermost side of the northwest branch of the said River, Beginning at a marked Pokicory tree standing by the water side & runing up the aforesaid branch north and by west One hundred ninety and five Perches to a Swampe called Wrights being the bounds of a parcell of land for the Said Wright, bounded on the west from the aforesaid line by a line drawne west and by South into the woods for length five hundred thirty and foure perches, bounded on the south by a line drawne from the aforesaid line south & by east One hundred Ninety five perches, bounded on the East by a line drawne from the End of the former lyne East and by north the Length of five hundred thirty and four prches till it intersect a paralel drawne from the first marked tree, bounded on the north with the said River Containing by estima^{co}n six hundred and fifty Acres or thereabout^s & lately in the Tenure and Occupation of the said Henry Osborne deceased To have & to hold unto the said Roger Eades his Assignes from the tenth day of Aprill now last past to the End and terme of three yeares from thence next Ensueing & fully to be Complate and ended By vertue of wch Demise the said Roger Eades into y^e Tenemen^{ts} aforesaid with the appurtenances entered and was thereof posessed, & soe thereof being posessed the said James Peterkin Afterwards to wit the same tenth day of Aprill in the yeare aforesaid into the Tenements aforesaid with the appurtenances wch

the said Anthony Dawson and Rebeckah his wife & Thomas Walker & Sarah his wife to the said Roger in forme aforesaid Did demise for the Terme aforesaid wch is not yet past did enter and him from his farme aforesaid did Eject & other Enormityes to him did doe to the greate Damage of him the said Roger & against the peace &c. Whereupon he sayth he is the worse and hath Damage to the vallue of tenn pounds sterling And thereupon he bringeth his Suite

Liber W. C.

Unless the Tennant in Posession or they und^r whome he claymes doe the next Provinciall Court appeare to this Declara^{ti}on and make him or themselves defts thereunto and by rule of Court confesse the lease entry and Ejectment and insist onely upon the title The deft in this Declara^{ti}on will confesse Judgment and posession will be delivered accordingly to the plt, To James Peterkin Tennant in Possession of the Premisses above mentioned

And the said James Peterkin by Christopher Rousby his Attorney cometh and defendeth the force and Injury when &c and Prayeth liberty to Imparle hereunto untill the next provincial Court and it is granted unto him the same Day is given to the p^lt also:

Att wch said next Provinciall Court came the said Partyes by their Attorneys aforesaid And the said James Peterkin by his sayd Attorney sayth: that as to the force and wrong he is not guilty And as to the residue of the Trespasse & Ejectment he saith that they the said p^lts their Ac^{ti}on for the same Ought not to have because he sayth That the R^{tt} hono^{ble} the Lord Prop^{ty} that now is by his Lopps Pattent under the greate seale of this Province bearing date the first day of May in the first yeare of his Lopps Dominion in the yeare of Our Lord 1676: Did for the Considera^{ti}ons therein expressed Grant unto John Rawlings All that parcell of land Called plaine dealeing Lyeing on the East side of Chesepeake bay in Trans-quakeing River on the north side thereof in the County of Dorchester Begining at a marked Poplar standing by the River side & Runing thence North west into the woods three hundred and Twenty perches to a marked Read Oake being the first bound tree of the Land called Partnershipp, from thence Runing North East One hundred perches to a marked white oake from thence Runing south east Three hundred and twenty perches to the said River side ffrom thence Runing downe the River bounded therewith untill it Intersect with the first mentioned marked Poplar Containing and Layd out for Two hundred Acres more or Lesse To have and to hold the same unto him the said John Rawlings his heires and Assignes forever Wch said John Rawlings by vertue of the Pattent aforesaid became seized in his Demeasne as of ffee of and in the aforesaid Two hundred Acres of land with the appurtenances And being thereof Soe Seized did for a Vallueable Considera^{ti}on make over & Convey in due Course of Law unto the said James Peterkin & his heires for ever All the aforesaid Two hundred Acres of Land called Plaine dealeing with

p. 575

Liber W. C. the appurtenances Whereby he the said James became Lawfully Seized & possessed thereof And is in legall and actual posession of the same But the said James further Sayth that Notwithstanding the p^{lts} doe pretend that the Two hundred Acres of land aforesaid Called Plaine Dealeing is part of the said six hundred and fifty Acres called Alexand^{rs} place mentioned in the said Declara^{con} Yett this deft saith that the same Two hundred Acres of land called Plaine Dealeing is not within the true Artificiall Lynes and Limitts of of the said Six hundred and fifty Acres of Land Called Alexand^{rs} place Mentioned in the Declara^{con} and therefore is not part or parcell thereof, And this Deft likewise sayth he Disclaymes all right Title and interest in the four hundred and fifty Acres residue of the said six hundred and fifty Acres Menconed as aforesaid in the said Declara^{con} And this he this deft is ready to Averre & therefore Prayes Judgment and that the said p^{lts} may be barred from haveing their Accon aforesaid

Afterwards to wit the two and twentyeth day of ffebruary in the sixth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq Doni 1680: Came the said partyes by their Attorneys aforesaid And this Cause standing at Issue ready for tryall this present Court but because it appeareth to the Court here that the same is an action of Ejectment And that it is Comenced by the said Roger Eades as Lessee of Anthony Dawson and Rebeckah his wife & Thomas Walker & Sarah his wife against William Read Casuall Ejecto^r And the said James Peterkin having named himself defendant instead of the Casuall Ejecto^r to Try the Title to One Messuage and Six hundred and fifty Acres of land called Alexand^{rs} place Scituate lyeing and being in Transquakeing River on the East Side of Chesepeake bay & on the westernmost side of the northwest branch of the said River & being Now in dispute between the said Roger Eades & James Peterkin, And the Court finding it very necessary that the due Lines & bounds of the said parcell of Land be Laid out by Some Skilfull person according to the Orrignall Survey thereof by the Direction of the Neighbourhood that are most Knowing in the antient Meetes and bounds thereof And a faire plott & Certifficate thereof be Returned to the next Provinciall Court soe that upon pusall & Veiwing thereof and hearing what can be Said on both sides the Court may doe therein what to Justice shall appertaine Itt is therefore by the Court this Day Ordered that Thomas Pattison gentl Deputy Surveyo^r be & is hereby Especially appointed Impowered and comanded to Lay out the aforesaid pcell of Land according to the Antient meetes and bounds thereof in the presence of the Sheriffe of Dorchester County aforesaid wch sd sheriffe is hereby Impowered and Comanded to sumon and Impannell a Jury of twelve good Lawfull and honest men of the Neighbourhood to goe upon the said land And to Sumon and examine

Witnesses upon Oath that the truth of the Matter may be fully discovered, And the said Thomas Pattison is hereby Ordered to runn the lines according to the Evidences then to be given and the directions of the Jury: and to Returne a Certificate of his Proceedings herein & a faire plott of the Land in Question to the next Provinciaall Court to be held at the City of St Maryes the Six and twentieth day of Aprill then next Ensueing that soe his Lopps Justices being fully Informed of the truth of the premisses may doe therein as to Justice shall appertaine

Liber W. C.

On w^{ch} said Six and Twentyeth day of Aprill aforesaid Came the said parties by their Attorneys aforesaid & returne was made of the Order aforesaid for the survey of the Land aforesaid by an Inquisition thereunto annexed under the hands & Seales of a Jury for that purpose Sumoned Impanneled & Sworne w^{ch} Inquisition followeth in these words:

Maryland ss:

By vertue of an Order from the Right hono^{ble} his Lopps Provinciaall Court bearing date the twenty Second day of february 1680 whereby wee were Impannelled & Sworne by the sheriffe to goe with Thomas Pattison Deputy Surveyo^r for the County of Dorchester in the Company and presence of the sheriffe to lay out One Messuage & six hundred and fifty Acres of land Called Alexanders place belonging unto Cap^t Anthony Dawson & Rebecca his wife, Thomas Walker & Sarah his wife according to the Antient meets and bounds and Evidence **Wee** of the Jury doe finde that the Resurvey made formerly by the said Thomas Pattison Deputy surveyo^r by vertue of a Warrant of resurvey to him directed and granted out of his Lopps Office for lands bearing date the Two and twentyeth day of february 1680 unto the said Anthony Dawson and Rebecca his wife Thomas Walker and Sarah his wife doth most exactly agree in the Courses & distances as wee found by those lines of marked trees then marked as wee now did runn out the Same, And wee doe likewise find that by the north and by west line wee Runn up the River that all the houses of James Peterkin are without the same, And wee Doe also find by Sufficient Evidence that neare the head or at the head of a Small Creeke Called by the Neighbourhood Scotland Creeke runing through a Marsh out of Transquakeing River is Wrights Swampe and the bounds of the abovesaid Lands: att the begining of a line of marked trees where beginns the west & by south line of the abovesaid land, And wee doe likewise find that [Runing] the West and by south line into the woods All the houses except one Tobacco house on Majo^r Thomas Taylors Plantacon where Richard Adams now liveth in the woods is within the bounds and lines of the abovesaid land To all the above premisses wee have hereunto Sett out hands and seales the

Liber W. C. thirtyeth day of September Anno Doni One thousand six hundred eighty one

Bartholomew Ennalls	(sealed)	Adam Moxon	(sealed)
William Stevens	(sealed)	W ^m Michew	(sealed)
John Richardson	(sealed)	Humph Mould	(sealed)
Thomas Wall	(sealed)	John Person	(sealed)
Francis Hayward	(sealed)	William Hill	(sealed)
John Hayward	(sealed)	Joseph Sergeant	(sealed)

And the said Thomas Pattison the Deputy survey^r returned also to the Court here a Certificate of the Resurvey of the said land Called Alexand^{rs} place by him made by vertue of the warrant of of resurvey aforesaid w^{ch} Certificate also followeth in these words

Maryland ss:

March y^e 24th 1680

To the R^{tt} hono^{ble} Charles Absolute Lord and Prop^{ry} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c^a

By vertue of a Warrant of Resurvey granted out of yo^r Lopps Office for lands unto Anthony Dawson and Rebecca his wife & Thomas Walker & Sarah his wife bearing date the Two and twentyeth day of ffebruary 1680 I Thomas Pattison Deputy Survey^r for the County of Dorchester in the Province of Maryland doe in humble manner certify That I have according to the Teno^r of the said warr^t Resurveyed and layd out for them the said Anthony Dawson and Rebecca his wife. Thomas Taylor and Sarah his wife All that parcell of land called Alexanders place wth all the surplusage Contained in the said land and the bounds thereof according to the antient meets and bounds thereof, The said land lyeing on the east side of Chesepeake bay On the west side of Transquakeing River in Dorchest^r County aforesaid Begining att a marked Hicory standing by the said River Side from thence Runing Up the River bounded therewith North and by west ffoure hundred ninety perches to a Swampe Called Wrights Swampe the bounds of a parcell of land belonging to Ismael Wright, ffrom thence Runing into the woods for length west and by South ffive hundred and thirty ffoure perches, ffrom thence runing South & by east One hundred Ninety and five perches, ffrom thence runing from the end of the said Line East and by south halfe a point southerly with a straight line untill it intersect a paralell wth the first specified marked Hicory Containing and now Resurveyed & laid out for One thousand & one hundred and thirty Acres more or lesse to be held of the manno^r of

Nantecoke

p me Thomas Pattison Dep^{ty} Survey^r

And thereupon the said Cause was continued untill this day to witt the fourteenth day of October in the Seaventh yeare of the

Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq^d Liber W. C.
 Doni One thousand six hundred Eighty two: Att wch day came
 Aswell the said p^{lt} by Anthony Und^rwood his Attorney as the said
 deft by Thomas Burford his Attorney, And the said p^{lt} by his said
 Attorney Sayth, That he by any thing before alleadged [Ought]
 not to be barred from haveing his ac^{on} aforesaid because he saith p. 578
 that long before the same time of the Trespasse and Ejectment
 aforesaid done, and before the said James Peterkin or the Same
 John Rawlings under whome he Claymes had any thing in the
 same Two hundred Acres of land Called Plaine dealeing the same
 six hundred and fifty Acres of land called Alexanders place Men-
 tioned in the Said Declaration was in the actuall posession & was
 the Proper land of the Said Henry Osbourne deceased under
 whome the said Anthony & Rebecca & Thomas and Sarah who
 demised the Same to the said p^{lt} Claymes, & were Seized thereof
 in their Demeasne as of ffee, and that the same two hundred
 Acres of land called plaine dealeing or the Major part thereof is
 within the antient bounds of the said Six hundred & fifty Acres of
 land Called Alexand^{rs} place, And the markeing of Trees for sur-
 veying the said Two hundred Acres of land Called Plaine dealeing
 and the Entring thereupon is the Trespasse and Ejectment whereof
 the Said Roger hath above Complained And this he prayeth may
 be Enquired of by the Country. And the said Deft likewise There-
 fore Itt is Comanded the Sheriffe of S^t Maryes County that he
 Cause to come here Twelve &c. by whome &c. And who neither &c.
 To Recognize &c. because aswell &c.

On w^{ch} said fourteenth day of October in the yeare aforesaid
 Came the Said Parties by their Attorneys aforesaid, and the Juro^{rs}
 Impannelled being Called likewise came to witt Philip Lynes, Collen
 Mackensey, Andrew Wheatley Abraham Baker, Thomas Simpson.
 Thomas heath Richard Keene, Andrew Abington, Edmond Der-
 mott, Arthur Wheatley Thomas Smithson & James Bigger Who
 being elected tryed and Sworne to Say the truth of the premisses
 upon their Oathes doe Say That the said James Peterkin is in noe
 wise guilty of the Trespasse and Ejectment above by the said
 Roger Eades Imposed upon him in such manner and forme as the
 said Roger hath Complained against him **Therefore** Itt is Con-
 sidered by the Court here that the said Roger Eades take nothing
 by his writt aforesaid but for his false Clayme therein be mercy,
 and that the said James Peterkin goe thereof without Day And that
 the said James Peterkin Recover against the said Roger Eades the
 sume of _____ pounds of Tobacco for his Costs
 and Charges by him about his defence in this behalfe Layd out
 and expended. And the said James Peterkin may have thereof
 Execution

doe the next Provinciaall Court appeare to this Declaration and make him or themselves defts. thereunto & by rule of Court Confesse the aforesaid Lease entry and ejectment and insist onely upon the Title the deft in this Declaration will Confesse Judgment and possession will be delivered accordingly to the p^{lt}
 To William Grant Tennant in possession of the premises wthin Menconed

Liber W. C.

Dan^{ll} Phillipps.

Att wch said next Provinciaall Court came the said p^{lt} by his Attorney aforesaid & Harry Jowles by George Parker his Attorney & defended the force and Injury when &c. And in the same Cause It is Ordered by the Consent of the said p^{lt} and deft and their Attorneys that the said Henry Jowles should be admitted deft: And that he forthwith appeare and Receive a Declaracon and plead to it the general Issue, And at the Tryall to be thereupon had the said Henry Jowles shall appeare in his prop pson and shall Confesse Lease Entry and Ejectment or that in Default thereof Judgment shall be Entred against the said Defend^t Daniel Phillipps the Casuall Ejcto^r, But all further prosecu^{co}n agt him shall cease untill the Said Henry Jowles shall make default in any of the p^rmisses, And Itt is further Ordered by the Court by the Consent aforesaid that the said Henry Jowles shall not take any advantage against the p^{lt} for not Prosecuteing upon the tryall occasioned by such default but that the said Henry Jowles shall pay to the p^{lt} the Costs by this Court to be taxed in this Cause, And Itt is further Ordered that the Lesso^r to the p^{lt} shall be Charged wth the Payment of the costs to the deft If any be adjudged to him and the same Cause was continued untill the next Provinciaall Court

p. 580

Att wch said next Provinciaall Court to witt the second day of May in the sixth yeare of the Dominion of the R^{tt} hon^{ble} Charles Lord Baltemore &c Annoq³ Doni 168i Came the said Parties by their Attorneys aforesaid, viz the said p^{lt} by his said Attorney and William Groome Sonn and heire of William Groome decd an infant und^r the age of One and Twenty yeares by Henry Jowles and Sybilla his wife his guardians by this Court Admitted deft: by his said Attorney, And this Cause standing at issue Ready for tryall this present Court, but because it appeareth to the Court here that it is an Accon of Ejectment & that it is Comenced by the said Walter Smith as Lessee of Richard Smith & Elizabeth his wife & Christopher Baynes & Ann his wife against Daniel Phillipps Casuall Ejcto^r to try the title to one Messuage and One thousand Acres of land called Brooke Ridge Lyeing on the south side of Petuxent River betweene Brooke Creeke & a Western branch of the Dividing Creeke called S^t Charles **Begining** att a marked oake by the side of s^t Charles branch wth a line drawne west from the said Oake for the length of two hundred and fifty perches to an oake, With

Liber W. C. a line drawne South from the end of the said west line for the length of six hundred & fifty perches to a marked oake, With a line drawne east from the End of the South line for the length of Two hundred and fifty perches to a marked Oake Standing by Brooke Creeke, With a line drawne north from the end of the East line for the length of six hundred and fifty perches to the first bounded tree Standing on the side of s^t Charles his branch aforesaid & being now in Dispute betweene the said Walter smith and William Groome This Court doe finde it absolutely necessary that the said One thousand Acres of land called Brooke Ridge be surveyed and layd out by some skilfull person according to the Originall Survey thereof by the Direccon of the Neighbourhood that are most Knowing in the antient Meets and bounds of the same And a faire plott and Certificate thereof be Returned to the next Provinciall Court soe that upon pusall and veiwing thereof and hearing of what can be sayd on both sides the Court may doe therein what to Justice shall appertaine Itt is therefore by the Court this day ordered that the Surveyor gener^{ll} or his Deputy for Calvert County be and is hereby especially appointed Impowered & comanded to lay out the aforesaid One thousand Acres of land according to the antient Meets & bounds thereof in the p^rsence of John Craycroft of Calvert aforesaid gent^l Coroner Who is hereby Impowered and comanded to Sumon and Impannell a Jury of Twelve good Lawfull and honest men of the Neighbourhood to goe upon the said land & to sumon and examine witnesses upon oath that the truth of the matter may be fully discovered, & the said survey^r gener^l or his Deputy is to runn the lines according to the evidence then to be given & the direction of the Jury & to returne a Certificate of his proceedings herein & a faire plott of the same One thousand Acres of land to the next Provinciall Court to be held at the City of S^t Maryes the fourth day of October next Attested as well under the hand and seale of the said survey^r as of the said Coron^r and Juro^{rs} aforesaid that his Lopps Justices being fully informed of the truth of the p^rmisses may doe therein as to Justice shall appertaine

p. 581 Att w^{ch} said fourth day of October Came the said partyes by their Attorneys aforesaid And the said John Craycroft The Coron^r of Calvert County aforesaid made returne to the Court here of the order of Survey aforesaid of the Land aforesaid Called Brooke Ridge by an Inquisition thereunto annexed under the hands and seales of him the said John Craycroft and of the Juro^{rs} by him for that purpose sumoned Impannelled and sworne wch Inquisition ffolloweth in these words (Viz)

Wee Thomas Gant John Chittam, John Smith Thomas Ellis, William Jones Samuel Magrowder, James Nuthall, William Grant, Thomas Holliday, John Carpenter, John Browne & Thomas Stafford a Jury Sumoned and Sworne by John Craycroft gent^l Coroner

Liber W, C.

Thomas Gant	(sealed)	}	James Nuthall	(sealed)
John Chittam	(sealed)		William Grant	(sealed)
John Smith	(sealed)	}	Thomas Holliday	(sealed)
Thomas Ellis	(sealed)		John Carpenter	(sealed)
William Jones	(sealed)	}	John Browne	(sealed)
Sam ^{ll} Magrowder	(sealed)		Thomas Stafford	(sealed)

p. 582

By vertue of an Order from the R^{tt} hono^{ble} the Lord Prop^{ry} and the hono^{ble} Council bearing date the Second day of May last past for to Resurvey a thousand Acres of land Called Brooke Ridge lyeing in Calvert County on the south side of Petuxent River betweene Brooke Creeke and a Western branch of the divideing Creek Called S^t Charles Branch I Ninian Beale Deputy Survey^r und^r Vincent Lowe Esq^r. survey^r gener^{ll} have in the p^sence of John Craycroft gent^l Coroner of Calvert County aforesaid Layd out according to comand all that tract or parcell of land Called Brooke Ridge Lyeing

Liber W. C. in Calvert County on the South side of Petuxent River betweene Brooke Creeke and a westernne branch of the Divideing Creeke **Begining** at a marked Oake by the side of St Charles branch with a line drawne west for the length of Two hundred and fifty perches to an Oake Then from the said Oake with a line drawne South for the Length of Six hundred and fifty perches to a marked white oake, Then from the sd Oake runing East for the length of Two hundred and fifty perches to a marked white Oake Then from the said Oake Runing north for the Length of six hundred and fifty Perches to the first bounded tree Now Layd out for One thousand Acres more or less to be held of the Manno^r of Calverton:

By me **Ninian Beale** (sealed)

And the same Cause was Continued untill the Sixteenth day of November Anno Doni 1681 aforesaid, On wch said sixteenth day of November came the said partyes by their Attorneys aforesaid, & this Cause standing then at issue ready for tryall, but because the Court doth finde it absolutely necessary the better to Know wherein the Trespasse & Ejectment aforesaid is comitted, That all that parcell of land Called mount Calvert Containing one thousand Acres next adjoyning to the aforesaid parcell of land Called Brooke Ridge be first resurveyed and layd out according to the true Antient meetes and bounds thereof by Some skilfull person and by a Jury to goe upon the said Land, And that when the same is so Surveyed and layd out that the Same Survey^r and Juro^{rs} doe resurvey and lay out the aforesaid One thousand Acres of land Called Brooke Ridge according to the true Antient Meets and bounds thereof And that faire plotts and Certificates of both the said parcells of land be returned to the next Provinciall Court soe that upon pusall and veiwing thereof and hearing of what can be sayd on both sides the Court may doe therein what to Justice shall appertaine Itt is therefore by the Court here this day Ordered that George Yate gentl Deputy Surveyo^r bee & is hereby especially appointed Impowered and Comanded ffirst to resurvey and lay out the aforesaid parcell of land called Mount Calvert, And then the aforesaid parcell of land called Brooke Ridge according to the true Antient Meets and bounds of both the said parcells of land as is mentioned in the Pattents for the same in the p^rsence of John Craycroft gentl Coron^r of the County aforesaid, Wch said Coron^r is hereby Impowered and comanded to sumon and Impannell a Jury of twelve good and Lawfull men of the Neighbourhood who are to be by him the said Corone^r duely sworne and to goe upon the said lands with the said Surveyo^r to see the same layd out as aforesaid, And if Occasion require the said Coron^r is also Empowered and Comanded to sumon and examine witnesses upon Oath thereby to finde out the true bounds of the said two parcells of land according to the Pattents for the same as aforesaid And to returne a Certifi-

cate & faire plott of both the said parcells of land to the next Provinciall Court to be held at the Citty of S^t Maryes the Eight and Twentyeth day of ffebruary next Attested aswell under the hand and seale of the said Surveyo^r as of the sheriffe and Juro^{rs} aforesaid that Soe his Lopps Justices being fully informed of the truth of the premisses may doe therein as to Justice shall appertaine

On wch said Eight and Twentyeth day of ffebruary in the yeare aforesaid Came the said partyes by their Attorneys aforesaid, and the said John Craycroft Coron^r made returne to the Court here of the order of resurvey aforesaid by Two Inquisitions thereunto annexed and Certificates and faire plotts of both the sayd parcells of Land Called Mount Calvert and Brooke Ridge The Teno^r of wch Inquisitions and Certificates are as followeth Viz

Liber W. C.

p. 583

Calvert County ss: February the 23th 168 $\frac{1}{2}$

By vertue of an Order of the Provinciall Court bearing date the Sixteenth Day of November me soe Comanding I have Impannelled and duly sworne a Jury of Twelve good and Lawfull men of the Neighbourhood viz Ninian Beale Thomas Grinfeild, Thomas Gant, John Bowlen John Smith, John Chittam, Samuel Magroder, Robert Stanly, William Sellby, Thomas Ellis ffrancis Swinfen Lawrence Rowland, and together with the said Jury and M^r George Yate Surveyo^r did first see Resurveyed the Land called Mount Calvert and then the Land called Brooke Ridge According as in the Said Order is Comanded as appeareth aswell by the Certificates and Plotts of both the said Parcells of Land attested Aswell under the hands and seales of the said surveyo^r as of me the said Coroner and Juro^{rs}

John Craycroft Coroner (sealed)

Mount Calvert surveyed

Viz **To the Hono^{ble} The Justices of the Provinciall Court**

By vertue of an Order of the Provincial Court bearing date the sixteenth day of November 1681 These are to certify that I George Yate with the Coroner of Calvert County and a Jury of the said County by the said Coroner Impannelled Have layd out all that parcell of Land Lyeing on the west side of Petuxent River called Mount Calvert wth the Allowance of tenn Perches in every hundred for the unevenesse of the Land as it was Judged Meet and Requisite by the Jury Begining att a bounded beech tree Standing in a point by the said River and runing west and by North Three hundred and twenty perches to a bounded Oake, Then south & by west five thundred perches to a marked Oake, Then East and by South five hundred and foure perches to the said River, Then bounding on the said River to the first bounded tree Containing and now layd out for One thousand and three hundred and six Acres of land where as formerly it was Laid out for One thousand Acres,

Liber W. C. Layd out by me this ffoure and twentyeth day of ffebruary 1681

The above certificate is according		George Yate	(sealed)
to Survey by us made as Wit-			
nesse our hands & seales		John Craycroft Cor ^r	(sealed)
Ninian Beale	(sealed)	John Smith	(sealed)
Tho: Greenfeild	(sealed)	Jn ^o Chittam	(sealed)
Thomas Gant	(sealed)	Sam ^{ll} Magroder	(sealed)
John Bowlen	(sealed)	Rob ^t Standly	(sealed)
		W ^m Selby	(sealed)
		Thomas Ellis	(sealed)
		ffrancis swinfen	(sealed)
		Lawrence Rowland	(sealed)

Calvert County ss:

By vertue of an ord^r of the Provincia^{ll} Court bearing date the Sixteenth day of November 1681 These are to Certify that I George Yate with the Coroner of Calvert County and a Jury of the said County by the said Coroner Impannelled Have Layd out all that parcell of Land Called Brooke Ridge Lyeing on the west side of Petuxent River with the Allowance of tenn Perches in Every hundred for the unevenesse of the Land as it was Judged Meet and Requisite by the said Jury Begining at a bounded Oake standing by a branch called S^t Charles branch the said tree Standing within the Land called Mount Calvert and runing west Two hundred and fifty perches to a bounded Oake Bounded on the west by a Lyne Drawne South Six hundred and fifty perches to a bounded Oake then East Two hundred and fifty perches to another bounded oake, Then north to the first bounded tree formerly Laid Out for One thousand acres of Land but Now Layd Out Mount Calvert Lynes Runing within the Lynes of the said Land called Brooke Ridge Itt is Layd out for seaven hundred and Seaventy six Acres of the Land this ffoure and twentyeth Day of ffebruary 1681

p me **George Yate** (sealed)

The above Certificate is according to survey by us made as witnesse Our hands and seales

John Craycroft: Coron^r Sealed

Ninian Beale	(sealed)	Sam ^{ll} Magrowd ^r	(sealed)
Tho Greenfeild	(sealed)	Robert Standley	(sealed)
Thomas Gant	(sealed)	William Selby	(sealed)
John Bowlin	(sealed)	Thomas Ellis	(sealed)
John Smith	(sealed)	ffrancis Swinfen	(sealed)
John Chittam	(sealed)	Lawrence Rowland	(sealed)

And the same Cause was continued untill this p^rsent day to wit the sixteenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c Annoq^{ue} Domini One thousand six hundred Eighty and two Att w^{ch} day came the

said partyes by their Attorneys aforesaid And the said Henry Jowles being Admitted defendant and denyeing to confesse Lease Entry and Ejectment and to insist onely upon the Title, Itt is therefore Considered by the Court here that the said Walter smith Recover against the said Daniel Phillips his terme yett to come and unexpired of and in the messuage and One thousand Acres of land aforesaid Called Brooke Ridge and also that the said Walter smith Recover against the said William Groome Son and heire of William Groome deed: the sume of Eight thousand two hundred ninety two pounds of Tobacco for his costs and charges by him in this behalfe Laid out and Expended. and the said Deft in mercy &c And hereupon the said Walter smith prayed his Lopp^s: the Lord Prop^{rys} writt of possession to him the said Walter to be granted to Cause him to have his possession of the said Messuage and One thousand Acres of Land Called Brooke Ridge And it is granted unto him Returnable at the next Provinciaall Court

John Watkinson } In Ejectment
ag^t } The Jury finding for the Deft in this Cause the
Thomas Collins } p^{lt} by his Attorney moved in Arrest of Judgment
And Day is thereupon given to both partyes untill the next Provinciaall Court:

Henry Mitchell } Memorandum that att a Provinciaall Court held at p. 585
ag^t } the City of S^t Maryes the foure and twentyeth
Walter Davis } day of November in the yeare of Our Lord One
thousand six hundred and eighty Came Henry
Mitchell of Calvert County by Robert Ridgely his Attorney and
Exhibited to the Court here a Certaine Transcript of the Record
of the County Court of Dorchester County in a Cause lately there
depending betweene Walter Davis p^{lt} and the said Henry Mitchell
deft w^{ch} followeth in these words viz

Att a County Court held for the Right hono^{ble} the Lord Prop^{ry} at the
County of Dorchester August the fourth Anno Doni 1680

p^rsent M^r William Stephens } Quor: M^r Bartholomew Ennalls }
M^r William Dorrington } M^r Charles Hutchins }

Justices

Dorchester ss:

Henry Mitchell of Calvert County planter was attached to answer Walter Davis of this County planter in a plea of Trespasse upon the Case whereupon the said Walter Davis by Thomas Pattison his Attorney Complayneth that Whereas the said Henry Mitchell stands & remaines justly indebted unto the said Walter Davis in the sume of foure hundred and foure pounds of tobacco and Caske ffor that he the said Henry Mitchell to wit in or about the fifth day of November in the year 1678 Att James Island Upon the said

Liber W. C. Henry Mitchells Plantacon in this County did pay and Deliver unto him the said Walter Davis One hogsh^d of Tobacco Containing Neate the abovesaid Summe of ffoure hundred and ffoure pounds w^{ch} the said Henry Mitchell did then owe unto the said Walter Davis Notwithstanding wch the said Henry Mitchell hath since disposed of and made use of the aforesaid hogshead of Tobacco and hath altogether refused to repay the said summe of ffoure hundred and ffoure pounds of Tobacco and Caske unto the said Walter Davis though often thereunto required And as yet doth utterly denye and refuse to make any Kind of satisfaction for the same **Whereupon** the said Walter Davis sayth he is Damnyfied and hath Losse to the vallue of Twelve hundred pounds of Tobacco And thereupon he brings his suite

Pattison p quer

M^r William Dorrington goeing away and there not being Comission^{rs} to try this Cause Itt was referred untill the next Court to be held the first Tuesday in September then next Ensueing

Att a County Court held for the said County of Dorchest^r

September the Eigh Annoq^{ue} Doni: 1680:

Henry Mitchell	}	And the said Henry Mitchell by Thomas Jones his
u ^s us		Attorney comes and defends the force and injury
Walter Davis	}	when &c And for plea sayth that he the said Henry
		nor noe person by his appointment hath not at any

time disposed of nor made use of the said hhd of Tobacco as by the Declaracon he is charged and this he is ready to averre and Prayes Judgment of the Court whether the said Walter his accon ought to have &c The Court Orders a Jury

Therefore comand was given to the sheriffe that he Cause to come here Twelve &c. to whome &c. and who neither &c. to Recognize &c because aswell &c.

(Juryes Names)

Edward Cooke	}	{ Symon Richison	}	{ Anthony Thompson
John Salisbury		{ W ^m Tregoe		{ Addam Moxon
Thomas Walker		{ Thomas Newton		{ Thomas fflowers
		{ Stephen Sealous		
		{ W ^m Bird		
		{ W ^m Walker		

p. 586 The Deposition of Benjamin Priestly aged thirty yeares Sworne Sayth that sometime in May 1679 he did write a noate directed from Walter Davis to Symon Hubbard as he Remembreth to pay one hogsh^d of Tobacco to a Seaman formerly received by the said Davis at James Point, as your Deponent thinkes Davis told him it was received from M^r Henry Mitchell, w^{ch} noate was directed unto the said Hubbard to pay the Said hogsh^d as abovesaid and

take Receipt for the same w^{ch} should be his discharge and further Liber W. C.
yo^r Deponent sayth not

Benjamin Priestley

September the 7th } Sworne before us:) Thomas Taylor
Anno Doni: 1680 } Henry Hooper

The Jury being every one sworne and their Charge given them to Enquire into the truth of the matter went forth to consider and after a short time Returned with this following verdict (Wee of the Jury doe find for the Plt with costs of Suite Itt is therefore Considered by the Court that the said Walter Davis Recover against the said Henry Mitchell his said Debt wth his Costs of Suite And the said Henry to remaine in mercy &c.

Whereupon the said Henry Mitchell came into open Court and desired an appeale to the Provinciaall Court w^{ch} was granted

Then came into open Court John Edmondson of Talbott County gentl and Edward Pindar of Dorchester County gentl. and became Security that the said Henry Mitchell should prosecute his Appeale

This is a true Coppy of the Proceedings as witnesse my hand and County seale

W^m Smithson Cler: Com: Dor: (sealed)

And the said Henry Mitchell Assignes for Cause of such his appeale and Erro^{rs} in the said County Court's Proceedings upon the Judgment aforesaid According to the Act of Assembly in that Case made and Provided as followeth Viz

(1st)—Itt is Error in this, in that it is said in the Declaratō that Henry Mitchell stands & remaines Justly indebted unto the said Walter Davis ffoure hundred and foure pounds of tobacco And yett it is Sayd in the same Declaratō that the said Henry Mitchell the fifth day of November 1678 Att James Island upon the said Mitchells Plantaō did pay the said Davis the same ffoure hundred and foure pounds of Tobacco, soe that he Could not Remaine indebted when he had payd it soe that the same Declaratō Contradicts itself

(2^{dly}) Itt is Error in that the acōn was not brought right for that if Henry Mitchell payd the said Davis a hogshead of Tobacco the Property of the said hogshead of Tobacco was altered And the said Mitchells disposing thereof after the Property was in Davis is Criminal and contrary to the Act of Assembly imposing a penalty of all such who shall dispose of Tobacco Seized and received by the sheriffe or others And the said Davis were he guilty of the breach of the said act Ought to indict him thereupon or Exhibit his information against him but this action as it is brought lyes not

(3^{dly}) Itt is Error in this in that noe issue is Joyned to put themselves upon the Country w^{thout} wch noe tryall by Jury could be upon this Case And all the Proceedings therein are absolutely Vitious

(4^{thly}) The Evidence of Benjamin Preistly wch appeares upon

Liber W. C. Record to be all the Evidence in the case does not at all warrant the verdict of the said Jury

And therefore the said Henry Mitchell prayeth the said proceedings in the said County Court be sett aside & quashed and that he to all things w^{ch} he hath lost by occasion of tthe premisses may be Restored

p. 587 And the said Walter Davis by Christopher Rousby his Attorney cometh & defendeth the force and Injury when &c. and Prayeth Liberty to Imparle hereunto untill the next Provinciaall Court and it is granted unto him the same day is given unto both parties

Now here at this day to wit the Nineteenth day of October in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1682 Came aswell the said Henry Mitchell by George Parker his Attorney as the said Walter Davis by Charles Boteler his Attorney and the said Walter Davis by his said Attorney saith

(1st)—That the Declaracon is not sett forth in such words as the said Henry observes to the Court and setts downe in his first pretended reason but is Plaine to another Sence & effect Viz That Mitchell at the time of fileing the Declaracon stood indebted to Davis foure hundred and foure Pounds of Tobacco for that he the said Mitchell had taken away and disposed of a hogshead of Tobacco of the like Quantity wch he had formerly payd to Davis as by the Record fully appeares.

(2^{dly}) The said Walter Davis Saith that although it had indeed been the better way for him to have brought his accon upon the Act Imposing a penalty upon Such who shall dispose of Tobacco Seized and Received by sheriffes & others &c. because thereby he might have recovered greater damages against the said Mitchell Yett that act Does not hinder a man from takeing such Course as he might have done before the Act for his Remidy If he pleaseth Soe to doe

(3^{dly}) The said Walter sayth the whole matter or Cause is brought before the Justices here by appeale and not by writ of Error And soe the Justices are not strictly tyed up to the Error^s Assigned but have liberty to Consider of the whole merrit of the Cause and to give Judgment thereupon, & though Issue doe not appeare to be Joyned formally Yett it seemes it was agreed upon and the County Court thereupon gave Order for a Jury wch was Impannelled and Sworne according to the usuall Practice of the same Court, And the Complaint being for Mitchells takeing and disposing of a hogshead of Tobacco wch he had before payd to him the said Davis And Mitchell pleading that he did not take and dispose of the Same And the Jury finding for the p^{lt} there is good reason Davis should have his Reparation And the ill or misjoyning of Issue is helped after verdict by the Statute of the 31th Henry the 8th Chap: the 30th

(4^{thly}) The Jury were sole Judges whether Mitchell tooke the hogshead of Tobacco & disposed of it after he had payd it to Davis And they being satisfi'd in their consciences did find for the p^lt And their verdict cannot be adnulled in that point without Attaindre of the Jury Liber W. C.

Wherefore the said Walter Davis prays that the aforesaid Judgment may be confirmed

And hereupon the Teno^r of the Record processe proceedings and Judgm^t aforesaid and the aforesaid Causes and reasons for Errors therein by the aforesaid Henry Mitchell in forme aforesaid Assigned, and the said Walter Davis's Answer thereunto being seen read heard and understood and by the Justices here fully Examined Itt seemeth to the same Jutices that in the Record and processe aforesaid and also in the Rendering the Judgment aforesaid Itt is manifestly Erred **Therefore** it is Considered by y^e Court here that the Judgment aforesaid for the Erro^{rs} in the Record processe & pceedings aforesaid be Revoaked Adnulled and altogether held for nothing, & that the said Henry Mitchell unto all things w^{ch} by Occasion of the Judgment aforesaid he hath lost be restored And that the said Henry Mitchell Recover against the said Walter Davis the sume of _____ pounds of Tobacco for his costs of suite by him in this behalfe Layd out and Expended and the said Henry may have thereof Execution p. 588

Thomas Swaney	}	Hugh French late of Charles County Planter was
ag ^t		attached to answer unto Thomas Swaney of a
Hugh French		plea of trespassse upon the Case

And Whereupon the said Thomas Swaney by Robert Ridgely his Attorney complayneth that Whereas the said Hugh french the Tenth day of March 1679 in Considera^on that the said Thomas Swaney would come to his Planta^on at Pickawaxon in Charles County aforesaid and worke with his servant or servants in a Cropp of Corne Tobacco and beanes the yeare Ensueing in the nature of an Overseer, Hee the said Hugh french did Assume upon himself and to the Said Thomas Swaney did faithfully promise that dureing the time the said Cropp should be in hand the said Hugh would find and Provide for the said Thomas sufficient dyet washing and Lodgeing, and when the said Cropp was finished would deliver unto the said Thomas One equall share of all the Tobacco Corne and beanes that should be made upon the said Planta^on And that the said Hugh would not take off or any otherwayes Employ any servant or servants that should be put with the said Swaney, And the said Thomas was to allow the said Hugh, If but one servant worked with him, One thousand pounds of tobacco for his Accomodations for that p^sent yeare, and if more servants worked wth him then Onely five barrels of

Liber W. C. Corne for his accomodacon for that p^rsent yeare And the said Thomas in fact sayth that trusting to the faithfull promise and Assumption of the said Hugh to him the said Thomas soe as aforesaid made hee the said Thomas Swaney the said tenth day of March in the yeare aforesaid did worke with two servants of the said Hugh ffrench as their overseer as aforesaid and did upon the ground of the said Hugh at Pickawaxon aforesaid that yeare make a Cropp of Corne Tobacco and beanes viz Seaventeen hogsheads of good sound Corne One hogshead of Nubbins and two bushells of beanes, And did fill with Tobacco Ninety foot of houseing, wch said Cropp of Corne Tobacco and beanes was of the Vallue of Tenn thousand pounds of Tobacco, one third part whereof properly belonged and appertained to the said Thomas Swaney deducting Onely out of the Corne ffive barrells for his Accomodations had the s^d Hugh found him with dyet and Lodgeing dureing the making of the Cropp aforesaid But the aforesaid Hugh ffrench his promise and Assumption soe as aforesd made not regarding but deviseing and fraudulently intending him the said Thomas Swaney of his Labour aforesaid to deceive and defraud The Eighteenth day of July then next following refused to allow the said Thomas dyett, and in the heighth of the Cropp in the month of August then next following one John storey One of the said ffrench's Servants then in the Cropp with the said Thomas he the said Hugh ffrench did take away & detain for the Space of ffifteene dayes, And when the said Cropp was fully finished he the said Hugh the said Thomas swaney his share of Corne Tobacco and beanes aforesaid to deliver according to his promise aforesaid although often thereunto required denyed & as yet doth denye to the damage and losse of the said Thomas Swaney ffive thousand pounds of Tobacco and thereupon he bringeth his Suite

p. 589 And the said Hugh ffrench by Thomas Burford his Attorney cometh & defendeth the force and Injury when &c and prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plantiffe likewise

Now here at this day to wit the Sixteenth day of October in the seaventh yeare of the Dominion Of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1682 Came the said Thomas Swaney by Robert Carvile his Attorney and the said Hugh ffrench by his Attorney aforesaid And the said Hugh ffrench by his said Attorney sayth That he did not Assume upon himself in manner and forme as the said Thomas Swaney above against him hath complained and of this he putteth himself upon the Country And the p^lt likewise

Itt is therefore comanded the sheriffe of S^t Maryes County that he Cause to come here twelve &c by whome &c & who Neither &c. to recognize &c because aswell &c.

On w^{ch} said sixteenth day of October in the yeare aforesaid came

the said parties by their Attorneys aforesaid. and the Juro^{rs} Im-pannelled being Called likewise came to wit Symon Wilmore, Henry Mitchell ffrancis Gutterick George Hodgeson, James Peterkin, Richard Jones, Leonard Greene, John Alward, John Miller, John Cassock Samuel Dobson & Robert Gutterick Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say That the said Hugh ffrench did assume upon himself in manner and forme as the said Thomas Swaney above against him hath Complayned and they assesse the Damage of the said Thomas to Two thousand foure hundred pounds of Tobacco: Therefore Itt is Considered by the Court here that the said Thomas Swaney Recover against the said Hugh ffrench Aswell the aforesaid sune of Two thousand foure hundred pounds of Tobacco Damages by the Juro^{rs} aforesaid informe aforesaid Assessed as also the sune of three thousand one hundred eighty nine Pounds of Tobacco for costs of Suite And the said Defendant in mercy &c.

Liber W. C.

Roger Brooke ag ^t	}	Susanne Keene late of Calvert County
Susanna Keene relict of Edward Keene		Otherwise Called Susanna Keene of Calvert County widdow Relict of Edward Keene gentl decd was sumoned to answee unto Roger Brooke of a plea that she render unto him the full and Just Quantity of One hundred thousand Pounds of good sound and Every way welcondiconed Marchantable To- bacco and Caske w ^{ch} to him she oweth and unjustly doth detainee &c.

And Whereupon the said Roger Brooke by Charles Boteler his Attorney sayth that Whereas the said Susanna Keene upon the three and Twentyeth day of October in the yeare of our Lord 1676 By her Certaine bond or writeing Obligatory sealed with the seale of her the said Susanna and here in Court produced whose date is the day and yeare aforesaid was holden and firmly bound unto Roger Brooke of Calvert County gentl One of the Executo^{rs} of Edward Keene decd in the full sune and just Quantity of One hundred thousand pounds of good Sound and every way welconditioned Marchantable tobacco & Caske, To be paid to the said Roger Brooke or to his Certaine Attorney his Executo^{rs} Adm^{rs} or Assignes, To w^{ch} Payment well and truly to be made and done the said Susanna did bind her self her heires Execut^{rs} and Adm^{rs} firmly by these p^rsents, Notwthstanding w^{ch} the aforesaid Susanna Keene the aforesaid One hundred thousand pounds of Tobacco Although often thereunto required unto the said Roger Brooke hath not paid but the Same to him to pay hitherto hath denyed and Still doth denye Whereupon the Said Roger Saith he is Damnified and hath losse to y^e vallue of One hundred and twenty thousand pounds of Tobacco and thereupon he brings his Suite

p. 590

And the said Susanna by George Parker her Attorney cometh

Liber W. C. and Defendeth the force and Injury when &c. and prayeth hearing of the writeing aforesaid and it is read unto her She also prayeth hearing of the Condiçon of the said writeing and it is read unto her. in these words The Condition of this Obligaçon is Such that if the above bound Susanna Keene her heires Executo^{rs} Adm^{rs} and Assignes & every of them shall and Doe well and truly stand to obey performe fulfill and Keepe The Award arbitram^t Order rule and Judgment of William Berry of Talbot County plant^r and Richard Marsham of Calvert County Arbitrato^{rs} Indifferently Chosen aswell on the part & behalfe of the above bound Susanna Keene of the One part as of the part and behalfe of the above named Roger Brooke of the other part to Arbitrate award Order Judge Determine & divide of and upon touching and Concerning the psonall Estate late of Edward Keene above named, All contro-versies matters in difference between them the said susanna Keene and Roger Brooke at any time before the day of y^e date of the present abovementioned Obligaçon Soe as the said Arbitrato^{rs} Shall and doe make & deliver up their Award Order Rule Judgment and finall Determination of and concerning the premisses in writeing Indented und^r their hands and seales Ready to be delivered to the said partyes or Either of them requireing the same att or before the one & thirtieth Day of October instant that then this present Obligaçon to be voyd & of none effect otherwise to stand and remaine in full force strength and vertue w^{ch} words being read and heard the said Susanna Keene by her Attorney aforesaid Prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto her the same day is given to the plantiffe likewise

Att w^{ch} said next Provinciaall Court came the said partyes by their Attorneys aforesaid and the said Susanna Keene by her said Attorney sayth that the said Roger Brooke his acçon against her Ought not to have because she sayth that the said Arbitrato^r after the makeing of the said writeing obligatory and before the said one and thirtyeth day of October in the Condiçon of the said writeing obligatory mentioned made noe award order Rule Judgment or final Determinaçon of and concerning the premisses in the Condiçon aforesaid Specified and this she is ready to averre and thereupon prays Judgment if the said Roger his accon against her ought to have &c:

And the said Roger Brooke by his said Attorney sayth that he from haveing his action aforesaid against the said susanna ought not to be barred because he saith that the afores^d William Berry and Richard Marsham the Arbitrato^{rs} aforesaid after the makeing the writeing Obligatory aforesaid and before the said one and thirtyeth day of October in the Condition aforesaid above Specified that is to say upon the seaven & twentyeth day of October in

the year of Our Lord 1676 att Battle Creeke in Calvert County having taken upon them the burthen of the Award and Judgment of and upon the p^rmisses in the same Condi^cion above Specified By their certaine writing of Award in writeing Indented under their hands and seales made and delivered up to the said parties one part whereof wth the seale of the said Arbitrato^{rs} signed The same Roger here in Court sheweth forth the date whereof is the same seaven and twentyeth day of October aforesaid, Did Award order determine and Judge betweene the said Roger Brooke and the aforesaid susanna Keene ffor and Concerning the premisses in manner and forme following (that is to say)

(1st) first they did award that the aforesaid Roger Brooke att or before the fifteenth day of November then next Ensueing should deliver into the hands and Posession of the said Susanna Keene for her owne use and to the use of her daughter Susanna Hunt the one moyety of all goods houshold stuffe and utensells w^{ch} then were in the posession of the said Roger Brooke belonging to the said Edward Keenes Estate according to an Inventory thereof already taken & entered into the office of the Judge for Probate of Wills and Testaments and the said Arbitrato^{rs} did also award That for all such goods and Chattles (Servants onely Excepted) as the said Roger Brooke had then sold or disposed of out of the said Estate w^{ch} he Could not make good in Kind The said Roger Brooke at or before the Tenth day of March then next following should pay unto the said Susanna for her owne use and the use of her aforesaid Daughter the one moyety or halfe part of the Tobacco w^{ch} he had Sold the said goods for She the said Susanna allowing the said Roger for Selling receiveing and Secureing of debts by him made as aforesaid ffifteen pounds of tobacco p Cent.

(2^{dly})—The Arbitrato^{rs} aforesaid did further award that the said Roger Brooke at or before the tenth day of December then next following should deliver unto the Said Susanna Keene for her owne use and the use of her afores^d Daughter the One Moyety of all the Cattle belonging to the said Estate according to the Inventory aforesaid in such Kind as was there Expressed

(3^{dly})—**Whereas** the Arbitrato^{rs} aforesaid were informed & well Assured that the afores^d Susanna had then already received ffoure Servants of the said Roger Brooke out of the said Estate they the said Arbtrato^{rs} did further Award that the said Roger Brooke should deliver at or upon the tenth day of December then next Ensueing unto the said Susanna for her owne use and the use of her said daughter One Negro man called Mingo in full of hers and her daughters part of all the servants and Negroes belonging to the Estate of the said Edward Keene she the said Susanna paying or rebateing out of her and her Daughters part of the Estate the Summe of ffourteene hundred twenty five pounds of Tobacco

Liber W. C.

p. 591

Liber W. C. to remaine in the hands of the said Roger Brooke for the use of the other Legatees according to the Will

(4^{thly})—The Arbitrat^{rs} aforesaid did further Award that the aforesaid Roger Brooke should have the Receiueing of all the debts due to the estate whether by bill or Accompt and that upon the Tenth day of March every yeare he should give an Account and pay unto the said susanna for her owne use & the use of her said daughter the one moyety or halfe part of the Tobacco by him Received from time to time belonging to the estate aforesaid she the s^d Susanna for her self and her said daughter allowing unto the said Roger Brooke Tenn pounds of Tobacco for every hundred pounds of Tobacco to her paid and also allowing the One halfe part of all such costs and charges as the said Roger should reasonably expend in the Recovery the debts aforesaid

(5^{thly}) The Arbitrat^{rs} aforesaid did further award that the said Susanna Keene Notwithstanding any thing before award should pay Rebate and allow the One halfe of all such debts wch either then were or thereafter should be Lawfully recovered out of the said Estate as also halfe of the Charges Ensueing thereupon

(6^{thly}) **Whereas** the Arbitrat^{rs} aforesaid were ascertained that there was forty hogsh^{ds} of tobacco Shipped and sent for England upon the Proper Account and Rescue of the aforesaid Edward Keene w^{ch} said Tobacco was not then put into the Invent^{ry} nor any otherwise brought to account Therefore the Arbitrat^{rs} aforesaid did
 p. 592 Award that the said Roger Brooke upon the Receipt of an Account & returne of Marchandizes for the Same Should Render unto the said Susanna the one moyety or halfe part of the Neate Produce of the Said forty hogsheds of Tobacco according to the Account Currant of the Same

(Lastly) The Arbitrat^{rs} aforesaid did further award that the said Susanna Keen should become bounden unto the said Roger Brooke wth sufficient Securities in a bond of one hundred thousand pounds of tobacco wth Condiçion to save and Keepe harmlesse and Indemnified the said Roger Brooke his heirs and Assignes aswell for the division of the Estate aforesaid as for the delivery thereof in manner and forme before provided from her the said Susanna Keene and susanna Hunt her afores^d daughter and also from all persons whatsoever and in respect of the aforesaid Division and Delivery, And also that the aforesaid Susanna Hunt within one Month after Elizabeth Keene Daughter of the said Edward Keene Should attaine to the age of Sixteene yeares Or within one Month after the said Elizabeth should be married w^{ch} should first happen should by Instrument under her hand and seale discharge and acquitt the said Roger Brooke his heires Ex^{rs} and Adm^{rs} of and from all matters & things whatsoever relating to her the said Susanna Hunts part of the Estate, And further that if the afore-

said Susanna Hunt should happen to dye before the Said Elizabeth Keene should attaine to the age of Sixteene yeares or day of marriage as aforesaid that then the said Susanna Keene should returne one halfe part of the Estate by these p^rsents Awarded, unto the said Roger Brooke to be divided as is by the will of the said Edward Keene Provided as by the same writeing of award more fully appeareth **Which** said writeing of Arbitrament in writeing Indented und^r their hands and seales of the Arbitrato^{rs} aforesaid the said Arbitrato^{rs} after the makinge the aforesaid writeing obligatory and before the said One and thirtieth day of October aforesaid (That is to say) the aforesaid Seaven and Twentieth day of October aforesaid att Battell Creeke in Calvert County aforesaid to the said susanna Keene did deliver according to the forme and effect of the Condi^{ti}on aforesaid and the said Roger Brooke sayth that he pursueant to the said Award and in performance thereof upon the said Seaven and twentieth day of October aforesaid at the house of the said Edw^d Keene deceased in Calvert County aforesaid did deliver into the hands & posession of y^e said Susanna Keene the Seaverall and respective goods Cattle Servants Chattles household stuffe and Tobacco in a Schedule hereunto annexed mentioned amounting to the Vallue and Sume of Thirty one thousand One hundred Sixty and Six pounds of Tobacco for the use of the said Susanna Keene and Susanna Hunt her said Daughter in Leiu and full Satisfac^{ti}on for a moyety of all goods houshold stuffe Vtensells Cattle and Servants belonging to the Estate of the Edward Keene decd w^{ch} then were in the Posession of the said Roger Brooke and amongst the rest the Said Negro man named Mingo according to the forme and Effect of the said award And yett the said Susanna hath not paid or made Rebatement of her and her said Daughters Estate the sume of One thousand foure hundred twenty and five pounds of Tobacco to him the said Roger Brooke to remaine in the hands of the said Roger Brooke for the use of the said other Legacyes as she ought to doe according to the forme and effect of the said Award And the said Roger further sayth that upon the Eighth day of June in the yeare of Our Lord One thousand six hundred and Eighty he the said Roger did before the Hon^{ble} Philip Calvert Esq^r Judge or Comissary Generall for Probate of Wills and granting of Administra^{ti}ons pfect his account of his Executorshipp and Administracon of the Estate of the Said Edward Keene decd w^{ch} since the death of the said Edward came to the hands or posession of the said Roger Upon wch account being duely sworne to by the said Roger & allowed of by the said Judge or Comissary Generall for Probat of wills &c, (The Just debts of the said Edward Keene payd by the said Roger, and other his necessary Charges Expences and disbursements by him the said Roger payd Layd out and Expended in and about the Administra-

Liber W. C.

p. 593

Liber W. C. Con of the said decds Estate & allowed by the said Judge or Comisary generall for probate of Wills being deducted) There rested in the hands of the said Execut^r to be accountable to the said Susanna Keene, Elizabeth Keene Martha Keene & Susanna Hunt the Legattees in the said will of the Said Edward Keene deceased named Onely the sume of thirty foure thousand seaventy and two pounds & a halfe of tobacco to be devided equally in foure parts amongst the said Legatees, as also the sume of One hundred fifty Eight pounds five shillings and nine pence Sterling being the produce of the said forty hogsheds of tobacco in the award mentioned to be Shipped to be Shipped for England and Consigned to Samuel Groome of London Marchant to be Equally also Divided betweene the sd Legatees as aforesaid as by the said amount Remaining of Record in the Office for Probate of Wills may appeare more at Large, One moyety of wch Said One hundred fifty eight pounds five shillings & nine pence sterling (that is to say) Seaventy nine pounds two shillings & tenn pence halfepenny the said Roger did after the makeing of the said award well & truely Satisfy and pay unto the said Susanna Keene for her and her Said Daughter Susanna Hunts share & part thereof according to the forme and effect of the said Award, and the said Roger further sayth that there rested due to the said Susanna Keene & Susanna Hunt for their Moyety of the said thirty foure thousand seaventy and two pounds of Tobacco & a halfe (the Remaind^r of the said Edward Keenes psonall estate as aforesaid in the hands of the said Roger (Debts and other charges expences & payments deducted as aforesaid) Onely the sume of Seaventeene thousand thirty and six pounds and One fourth of a pound of tobacco & noe more, And the said Roger Brooke haveing payd to the said Susanna Keene for her and her said Daughter Susanna Hunts part of the said goods Cattle servants Chattles houshold stuffe & Tobacco the psonall estate aforesaid of the said Edward Keene decd then in the hands of the said Roger as aforesaid the said sume of thirty one thousand One hundred sixty and Six pounds of Tobacco as aforesaid Pursuant to the award aforesaid hee the said Roger Saith That he hath overpayd to the said Susanna Keene for her and her said Daughters parts of the said Edward Keenes psonall estate aforesaid the sume of ffourteene thousand One hundred twenty nine pounds & three fourths of a pound of Tobacco w^{ch} she the said Susana Keene Ought to allowe & rebate out of what she the said Susanna Keene hath received of the said Roger for her and her said Daughter susanna Hunts use as aforesaid to him the said Roger According

P. 594 to the forme & Effect of y^e award afores^d Together also wth the said ffourteene hundred twenty five pounds of tobacco as afores^d both w^{ch} Sumes doe in the whole amount unto the Sume of ffifteen thousand five hundred fifty and foure pounds and three fourths

of a pound of tobacco, **Yett Notwithstanding** the said Susanna Liber W. C.
Keene Although after the makeing of the said Award and after
his the said Rogers perfecting & passing his said account before
the said Judge or Comissary generall &c^a as aforesaid And before
the day of the Obtaining of the Originall writ of him the Said
Roger (that is to Say) The first day of July in the yeare of our
Lord One thousand Six hundred & Eighty aforesaid Att Battle
Towne in Calvert County aforesaid she was thereunto required
the said Sume of fourteene thousand five hundred fifty foure
pounds and three fourths of a pound of tobacco to him the said
Roger Brooke hath not allowed rebated payd or satisfied w^{ch} to
allowe Rebate pay and Satisfye to the said Roger according to the
forme and effect of the award aforesaid she ought And this he is
ready to averre **Whereupon** he prayeth Judgment and this debt
aforesaid together wth his Damages by Occasion of the detaineing
of that debt to him to be adjudged And hereupon the said parties
prayed Day untill next Provinciaall Court & it was granted unto
them.

Now here at this day (to wit) the Eighteenth day of October
in the seaventh yeare of the Dominion of the Right hono^{ble} Charles
Lord Baltemore &c. Annoq^{ue} Doni. 1682 Came the said parties by
their Attorneys aforesaid and the sd Susanna Keene by her said
Attorney sayth that for any thing in the s^d Replica^{on} above
alleadged the said Roger ought not to maintaine his said ac^{on}
against her the said Susanna because she sayth that she the said
Susanna from the time of the makeing of the award afore-
said to the day of the obtaining of the Originall writ of the said
Roger hath not done any act or thing, Now but that the said
Sume of ffourteen thousand one hundred twenty nine pounds &
three fourths of tobacco in the Replica^{on} above mentioned might
have remained in the hands of the said Roger according to the
award aforesaid, And that the said sume of fourteen thousand One
hundred Twenty nine pounds and three fourths of a pound of
tobacco is yett in his hands over and above the Just Moyety of the
estate aforesaid to her and her daughter awarded & of this she putts
herself upon the Country

And the said Roger by his said Attorney sayth that he by any
thing by the aforesaid Susanna above by pleading alleadged from
his ac^{on} aforesaid against her the said Susanna Ought not to be
barred because by protesting that the said Sume of ffourteen
thousand one hundred twenty and nine pounds and three fourths of a
pound of tobacco or any part thereof is not yett in the hands of
the said Roger Over and above the just moyety of the Estate afore-
said to her the said Susanna and her said Daughter awarded
as is above in the Rejoynd^r of her the said Susanna alleadged, ffor
Plea the Said Roger sayth that the plea of the said Susanna in

Liber W. C. manner and forme before pleaded & the matter in the same Contained is not sufficient Law to Preclude him the Said Roger from having his action aforesaid against the said Susanna, and that he thereto hath noe need nor by the Law of the land is bound in any in any manner to answer **Whereupon** for want of a sufficient
 p. 595 answer in that behalfe the said Roger doth Demurre in Law thereunto and for Cause and reason of Demurrer in Law in this behalfe he sheweth to the Court here according to the forme of the statute in that case made and provided the Causes following, ffirst because the said Susanna in the plea aforesaid doth not answer to the fourteen hundred twenty five pounds of tobacco part of the said sume of fifteen thousand five hundred fifty and foure pounds of Tobacco and three fourths of a pound of tobacco in the Replication afors^d above Specified, And for that the plea aforesaid of the said Susanna tends to the Generall issue onely & soe not Convenient to be soe specially pleaded, And lastly for that the plea aforesaid is insufficient in matter and forme, And this he is ready to verify **Whereupon** he prayeth Judgment and his debt aforesaid together with the Damages by Occasion of the detaining the debt aforesaid to him to be adjudged, And the Def^t likewise W^{ch} being read and heard by the Justices here fully und^rstood & dilligently Examined Itt Seemeth to the same Justices that the Demurrer of the afors^d plt is a good Demurrer and that the Reasons therein mentioned and others by him before pleaded are good and Sufficent in Lawe to maintaine the ac^{on} aforesaid of him the said p^{lt} in manner and forme aforesaid brought Therefore Itt is Considered by the Court here that the said Roger Brooke Recover against the Said Susanna Keene as well the aforesaid sume of One hundred thousand pounds of tobacco debt as also the sume of pounds of tobacco for costs of suite And the said Def^t in mercy &c^a

Roger Brooke	}	October the 18 th 1682
ag ^t		
Susanna Keene	}	The p ^{lt} having this day Recovered Judgment ag ^t the Def ^t for One hundred thousand pounds of tobacco debt. and Costs of Suite Itt is Ordered by the Court that Execution Cease to issue upon the said Judgment against the said Def ^t untill the next Court unlesse in the meane time the Def ^t Refuse to pay to the plt the Sume of fifteen thousand five hundred fifty and foure pounds of Tobacco & three fourths of a pound of tobacco Together with the Costs of suite upon the said Judgment
ag ^t		

Abraham Read Lessee of	}	In Ejectm^t
Andrew Abington		
ag ^t		
George Thompson		
		George Thompson late of S ^t Maryes County gentl was attached to answer unto Abraham Read of a plea wherefore with

force & Armes a Certaine Tract of Land lyeing in s^t Maryes County Liber W. C.
 called Nethurbury Containing Two hundred Acres more or lesse
 together also wth one messuage & Dwelling house wth other out
 houses & one Orchard and other appurtenances to the sd tract of
 Land belonging w^{ch} Andrew Abington of the County aforesaid
 gentl to him the said Abraham Reid for a terme of yeares yett to
 come and unexpired had Demised he Entred, and him the said
 Abraham Reid from his farme aforesaid he did Eject and other p. 596
 harmes to him did To the great damage of him the said Abraham
 & against the Peace &c^a

And whereupon the said Abraham Reid by Kenelm Cheseldyn
 his Attorney Sayth that Whereas the said Andrew Abington upon
 the thirtyeth day of March in the sixth yeare of the Dominion of
 the Right hono^{ble} Charles Lord Baltemore &c. Annoq^d Dōni 1681
 in the County aforesaid did demise to the same Abraham Reid
 a Certaine Tract of Land Lyeing in S^t Maryes County Called
 Netherbury Begining att a marked Pokicory standing upon a Small
 Ridge neare to a Swampe called Island Swampe Runing thence
 East to the bay of Chesepeake one hundred perches, And from the
 End of the said East line North and by west upp the said bay One
 hundred and fourteene perches, And from the End of the North
 and by west Line west three hundred and thirty five perches, and
 from the End of the said west Line South Eighty two perches and
 from the End of the South line to the first marked tree Containing
 two hundred Acres more or Lesse, with a messuage or dwelling
 house wth other Out houses & one Orchard and other appurtenances
 to the said tract of land belonging **To hold** the said messuage or
 Dwelling house to him the Said Abraham Reid and his Assignes
 from the said thirtyeth day of March aforesaid for and dureing &
 untill the full end and terme of three yeares from thence next
 Ensueing and fully to be Compleate and Ended, By vertue of w^{ch}
 Demise the said Abraham Reid unto the said Messuage dwelling
 house land and premisses wth their appurtenances entered and was
 thereof posessed & soe being thereof posessed the said George
 Thompson Afterwards to wit the Tenth day of Aprill in the afore-
 said yeare into the messuage dwelling house Land and p^rmisses
 aforesaid with their appurtenances w^{ch} the said Andrew Abington
 to him the said Abraham Reid in forme aforesaid had Demised
 for a terme w^{ch} is not yett past entered, & him the said Abraham
 Reid from his farme aforesaid Did Eject & other harmes to him
 did to the great Damage of him the said Abraham Reid and against
 the peace &c. **Whereupon** hee sayth he is Damnified & hath Losse
 to the vallue of fifty thousand pounds of tobacco And thereupon he
 brings his suite

Unlesse the Tennant in Posession or they und^r whome he claymes
 doe at the next Provinciaall Court and by himself or his Attorney

Liber W. C. appeare to this Declaracon & make him or themselves Defendant thereunto and by rule of Court Confesse the aforesaid Lease Entry and Ejectment and insist onely upon the Title the deft in this Declaracon will Confesse Judgment & possession will be Delivered accordingly to the p^lt

To George Thompson gent^l Tennant in possession of the p^rmisses abovementioned

And the said George Thompson by Robert Carville his Attorney cometh & defendeth the force and Injury when &c. and Prayeth Liberty to imparle hereunto untill the next Provinciaill Court and it is granted unto him & the same day is given to the p^lt likewise

Att w^{ch} Said Provinciaill Court came the Said partyes by their Attornys aforesaid and in the Same Cause was Ordered by and with the Consent of the said p^lt and Deft and theire Attorneyes
 p. 597 on both sides That the said George Thompson should be admitted Defendant and that he forthwith appeare and Receive a Declaracon and plead to it the Generall issue And at the tryall thereupon to be had the Said George Thompson Shall appeare in his p^{pr} person or by his Attorney & shall Confesse Lease Entry and Ejectment Or that in default thereof Judgment shall be Entred against the Defendant Thomas Peele the Casuall Ejecto^r, but all further prosecution against him shall Cease untill the said George Thompson shall make default in any of the premisses, and Itt is further Ordered by the Court by the Consent aforesaid that the said George Thompson shall not take advantage against the p^lt for not psecuting upon the tryall Occasioned by such Default but that the said George Thompson shall pay to the p^lt the Costs by this Court to be taxed in this Cause, And it is further Ordered that the Lesso^r to the p^lt shall be Charged wth the payment of the Costs to the Defend^t if any be adjudged to him, and the Same Cause was Continued untill the next Provinciaill Court:

Att w^{ch} said next Provinciaill Court to wit the Nineteenth day of November in the sixth year of the Dominion of the Rth hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni: 1681 Came the said Partyes by their Attorneys aforesaid And this Cause standing at issue this p^rsent Court ready for tryall, But because it appeareth to the Court here that the same is an accon of Ejectment and that it is Comenced by the said Abraham Reid as Lessee to Andrew Abington against Thomas Peele Casuall Ejecto^r, and the said George Thompson who is the pty Concerned having named himself deft instead of the Casuall Ejecto^r to try the Title to the said parcell of Land Called Netherbury with the appurtenances, And the Court finding it Absolutely necessary that the due Lines and bounds of the said parcell of Land now in Question, and also the due lines and bounds of two other tracts of Land belonging to the said George Thompson Called Skretons & Addition adjoining to the

said Land now in Question be surveyed and Layd out by Some skilfull person According to the Originall surveys thereof and that faire plotts and Certificates of all the said Parcells of Land be returned to the next Provinciaall Court Soe that upon puseall and veiwing thereof and heareing what Could be Sayd on either side the Court might doe therein what to Justice Should appertaine & accordingly Itt was by the Court Ordered that Rand^o Brandt gentl should be & was thereby Especially appointed Impowered and Comanded to Lay out the aforesaid three parcells of land according to the Antient meetes & bounds thereof in the p^sence of the Sheriffe of st Maryes County aforesaid Who is hereby Comanded and Impowered to Sumon and Impannell a Jury of twelve good Lawfull and honest men of the Neighbourhood who are to be by him the said sheriffe duely sworne And then to goe upon the Said three parcells of Land wth the Said Sheriffe and Survey^r & veiw the same & see the same Laid out as aforesaid, And the said Rand^o Brandt is hereby Ordered to Runn the same Lines of the said pcells of Land according to the Originall surveys thereof & to returne a Seaverall and distinct Certificate and Plotts of each parcell of Land to the next Provinciaall Court to be held at the City of S^t Maryes the Eight and twentyeth day of ffebruary next Attested aswell und^r the hand & Seale of the said Rand^o Brandt as the sheriffe and Juro^{rs} aforesaid that his Lopps Justices being fully informed of the truth of the premisses may doe therein as to Justice shall appertaine

Liber W. C.

p. 598

On w^{ch} said Eight and twentyeth day of ffebruary in the yeare aforesaid came the parties by theire Attorneys And the said Rand^o Brandt the surveyo^r made returne to the Court here of the Order of resurvey aforesaid by an Inquisition thereunto Annexed w^{ch} is as followeth (Viz)
Maryland ss:

By vertue of a Speciall Ord^r from the hono^{ble} Justices of the Provinciaall Court Dated the Ninth day of November 1681 I William Boareman sheriffe of St Maryes County have Impannelled twelve good and Lawfull men of y^e Neighb^rhood viz: William Guither, Abraham Rhoades, Elas Beech, Thomas Tillet, Thomas Beale, Owen Guither, Anthony Evans, William Twisdell Roger Tolle, John Wheatley, Edward Horne and ffrancis Miles Who are duely sworne to runn the Lynes of three tracts of land being in question between Andrew Abington & George Thompson of the said County, The Juro^{rs} went upon the said Land and Runn out seaverall Lines & also found a fresh but it doth not appeare to them to be the fresh Called Jacksons ffrash for want of evidence Neither doth it appeare to the Contrary And thereupon they cannot agree In Testimony whereof they have hereunto sett their hands and

Liber W. C. seales the seaven & twentyeth day of ffebruary Anno Doni: 168½:

		W ^m Guither.	(sealed)	}
W ^m Boareman	(sealed)	Abr ^a Rhoades:	(sealed)	}
Rando Brandt	(sealed)	Elias Beach	(sealed)	}
		Tho: Tillitt	(sealed)	}
Thomas Beale	(sealed)	Roger Tolle	(sealed)	
Owen Guither	(sealed)	Jn ^o Wheatly	(sealed)	
Antho: Evans	(sealed)	Edward Horne	(sealed)	
W ^m Twisdell	(sealed)	ffrancis Miles	(sealed)	

Itt was thereupon prayed by the said p^{ts} Attorney that a New Comission of resurvey might be awarded and that another Deputy surveyo^r may be appointed to resurvey and Lay out the Lines of the said Land in question and also the land belonging to the said deft adjacent thereunto According to the true meets and bounds thereof in the p^rsence of the sheriffe of S^t Maryes County aforesaid & a Jury of the neighbourhood that are most Knowing thereof, And also liberty to Sumon and Examine witnesses upon Oath for the further Discovery of the truth of the premisses & it is granted unto him the sd p^t paying all the Charges of the surveyo^r sheriffe and Juro^{rs} about the Survey aforesaid hitherto Layd out and Expended **Whereupon** itt is by the Court here this day to wit the seaventh day of March in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c. Annoq^{ue} Doni: 1681 Ordered that Robert Jones gent^l Deputy surveyo^r be and is hereby especially appointed Empowered & Comanded to Lay out and resurvey the aforesaid parcell of Land called Netherbury together with that parcell of Land adjacent thereunto Called Scretons according to the true meets and bounds thereof as they are menconed in the pattents for the Same in the p^rsence of the sheriffe of s^t Maryes County aforesaid & a Jury of twelve good Lawfull and honest men of y^e neighb^hood that are most Knowing therein to be by the said sheriffe thereunto sumoned Impannelled and Sworne, And the said Sheriffe is hereby Empowered to sumon & Examine Witnesses upon Oath for the further and more better discovery of the truth of the p^rmisses and the true bounds of the said parcells of land

p. 599 And to returne seaverall and Distinct Certificates and faire Plotts of both parcells of Land when surveyed and Layd out as aforesaid attested aswell under the hand and seale of the said surveyor as under the hands & seales of the Sheriffe and Juro^{rs} aforesaid to the next Provinciaall Court to be held at the City of S^t Maryes the second day of May next That soe his Lopp^s Justices being fully Informed of the truth of the p^rmisses may doe therein as to Justice shall appertaine

On w^{ch} said second day of May in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Sheriff of S^t Maryes County aforesaid made returne to the Court here of the Order of

Resurvey aforesaid by an Inquisition thereunto annexed w^{ch} fol- Liber W.C.
loweth in their words Viz

To the hono^{ble} the Justices of the Prov^{all} Court

Whereas by a speciall ord^r of the Hono^{ble} Court afores^d bearing date the seaventh day of March last past I Robert Jones was required to lay out & resurvey a parcell of land called Netherbury Claymed by M^r Andrew Abington together with that parcell of land adjacent thereunto called Screttons formerly belonging to Barnaby Jackson

These are therefore in humble manner to certifye That in obedience to the aforesaid p^rcept I have layd out and Resurveyed the Land called Netherbury in the p^rsence of the Jury Beginning att a marked tree in the woods neare the bay of Chesepeake & runing thence to the bay side East one hundred twenty five perches, Thence North and by west along the said bay One hundred and fourteene pches Thence west into the woods three hundred thirty five perches, Thence South Eighty two perches, Then wth a direct Course to the first bound tree Cont^a & now layd out for Two hundred and Eighteen Acres One Rood fiteene pches In s^t Maryes County Aprill the 24th 1682

Rob^t Jones: Dep^{ty} sur: (sealed)

These are likewise in humble manner to certifye that in Obedience to the aforesaid precept I Robert Jones have in presence of the Jury resurveyed & Layd out a certaine tract of land called Scretton Lyeing of the West side of the bay of Chesepeake in the County of S^t Maryes and formerly belonging to Barnaby Jackson Begining neare the bay side on the south side of the Dwelling house of M^r George Thompson at a stumpe of an old tree, runing thence west into the woods One hundred perches, Thence North and by west Two hundred fifty five perches, Thence East to the bay side One hundred twenty five perches, Thence to the west line first runn keeping along the bay side Containing and now layd out for One hundred ninety six Acres three Rood and Eight perches Aprill the 24th Anno Doni: 1682

Rob^t Jones Dep^{ty} Sur (sealed)

This is according to M^r Andrew Abington &
his p^rtence Rob^t Jones: Dep^{ty} Surveyo^r

These are likewise humble manner to certifye that in Obedience to the afores^d p^rcept I Robert Jones have in presence of the Jury Resurveyed and layd out the aforesaid parcell of land called Scretton Lyeing on the west side of the bay of Chesepeake in the County of S^t Maryes and formerly belonging to Barnaby Jackson Begining neare the head of a fresh and thence runing west into the woods One hundred perches Thence north & by west Two hundred [ffifty] five perches, Thence East ffoure hundred sixty perches to the bay Side Soe by the bay side South and by East, Then goeing to the

Liber W. C. first begining and Runing South East and by South Sixty foure perches, Then East to the bay side to intersect the South and by East line, Now Layd out for Eight hundred forty foure Acres one Roode two perches Aprill the 24th Anno Doni 1682

p Rob^t Jones Dep^{ty} Sur^r (sealed)

This is according to m^r George Thompson
his request & pretence

Underneath w^{ch} certifficates was thus written

Wee of the Jury have according to the Order of Court whereunto these Certifficates have relation, Seen the Seaverall tracts in them mentioned resurveyed and laid out w^{ch} to certify wee hereunto subscribe our Seaverall hands and Seales this five and twentyeth day of Aprill 1682

Robert Jones Dep^{ty} Survey^r (Sealed)

William Boareman sher: (sealed)

John Cambell (sealed)	} Francis Hill (sealed)
James Pattison (sealed)	
Rob ^t Graham (sealed)	
W ^m Watts (sealed)	
Peter Watts (sealed)	
Leo: Greene (sealed)	} Henry Lewis (sealed)

And hereupon the same Cause was Continued untill this day (to wit) the Sixteenth day of October in the seventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Dni 1682 Att w^{ch} day came the said partyes by their Attorneys aforesaid And the said George Thompson by his said Attorney sayth he is noe waies guilty of the Trespasse and Ejectment by the said P^lt imposed upon him & of this he putts himself upon the Country, And the P^lt likewise

Itt is therefore Comanded the Sheriffe of S^t Maryes County that he Cause to come here twelve &c. by whome &c. and who neither &c. to recognize &c because aswell &c.

On w^{ch} said Sixteenth day of October in the yeare aforesaid Came the said pytes by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) Philip Lynes, Collen Makenzy, Andrew Wheatley, James Bowling, Justinian Gerrard, Thomas Heath Richard Keene, Edward Bradborne, Edmund Dermot, Arthur Wheatley, Thomas Smithson James Bigger Who being Elected tryed and Sworne to Say the truth in the p^rmisses upon their Oathes doe say That the said George Thompson is in noe wise guilty of the Trespasse and Ejectment by the said Plantiffe Imposed upon him **Therefore** Itt is Considered by the Court here that the said Abraham Reid Lessee of the said Andrew Abington take nothing by his Plea aforesaid but be in mercy for his false clamor therein and that the said George Thompson goe thereof without Day. And that the said George Thompson Recover against

the said Andrew Abington the sume of _____ pounds of
 Tobacco for his costs of suite by him in this behalfe laid out
 and expended And the said George Thompson may have thereof
 Execution Liber W. C.

M^r George Thompson craves entry of the Deposition ffollowing
 M^r William Ramsey aged forty three yeares or thereabouts sworne
 & Examined in Open Court sayth that the Fresh that makes Turkey
 Neck on the land formerly belonging to Barnaby Jackson & comonly
 Knowne by the name of Scretton or Massom was to this Depon^{ts}
 Knowledge for many yeares thirty yeares at least Called Jacksons
 ffresh, and that one Cap^t Brockos an Indian lived by the said ffresh
 & from thence it was comonly called the Indian Quarter Runn,
 And further Sayth not

Octobe^r y^e 17th 1682 Sworne in open Court

W^m Cocks Clke

Joseph Eaton	} John Wood late of Charles County planter was at-	p. 601
ag ^t		
John Wood		

tached to answe^r unto Joseph Eaton of a plea of
 trespass upon the Case

And Whereupon the said Joseph Eaton by Robert
 Ridgely his Attorney complaineth that whereas the said John Wood
 the twentieth day of January in the year of our Lord 1678 in
 Considera^on of One thousand eight hundred pounds of Tobacco
 to the hands of the hono^{ble} Benjamin Rozer Esq^r by the Said Joseph
 Eaton at the request and for the Proper debt of the said John Wood
 (paid & Satisfyed) The said John Wood to the said Joseph the
 day and yeare aforesaid at Charles County aforesaid did bargain
 & sell to the said Joseph Eaton ffoure hogshds of tobacco marked
 o^r Numbered 15:16:17:18 & weighing Neate the sume of One
 thousand eight hundred pounds of tobacco aforesaid, And upon the
 same bargain & sale the aforesaid John Wood then & there did
 warrant the aforesaid foure hogsheads of Tobacco to be good
 sound marchantable tobacco & Clear of all sorts of trash, And the
 said Joseph in fact Sayth that at the time of the bargain and
 sale aforesaid made of the foure hogsheads of tobacco aforesaid
 the same foure hogsheads being Supposed to containe the Neate
 quantity of One thousand foure hundred pounds of tobacco as
 aforesaid, in the same foure hogsheads the said John Wood had
 mixed Packed & put One thousand pounds of Clay Durt and Earth
 Whereby the said Joseph upon the bargain & sale and warranty
 aforesaid then and there was much deceived and defrauded to the
 Damage of the said Joseph six thousand pounds of tobacco And
 thereupon he bringeth his suite

And the said John Wood by Thomas Burford his Attorney com-
 eth and Defendeth the force and Injury when &c. and prayeth

Liber W. C. liberty to Imparle hereunto untill the next Provinciall Court and It is granted unto him the same day is given to the pth likewise

Now here at this day to wit the Sixteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c cometh the said John Wood by his Attorney aforesaid and Sayth that he is in noe wise guilty of the p^rmisses above imposed upon him & of this he putteth himself upon the Country **Whereupon** the said Joseph Eaton refuseth to make any farther psecution against the said John Wood upon the plea aforesaid Therefore It is Considered by the Court here that the said Joseph Eaton take nothing by his writ aforesaid but be in mercy for his false Clamo^r therein and that the said John Wood goe thereof without Day And that the said John wood Recover against the said Joseph Eaton the Sume of six hundred & two pounds of Tobacco for his Costs & charges by him about his Defence in this behalfe Layd out & Expended And the said John Wood may have thereof Execution

Ralph Shaw	}	In Ejectm ^t
ag ^t		
Philip Lynes	}	The Jury finding for the p th in this Cause the Deft by Robert Carville his Attorney moved in arrest of Judgment Day is thereupon given to both parties untill next Provinciall Court And it is ordered by the Court that the said Deft file his Reasons for Arrest of Judgment in this Cause w th the Clerke of the Court a Month before the next Provinciall Court

Gerrard Slye	}	Ordered by the Court by and with the consent of the Attorneys on both sides that the Demurrer in this Cause be Layd aside and that the p th and deft Joyne issue & come to tryall by a Jury at the next Provinciall Court
ag ^t		
W ^m Boareman		

p. 602	W ^m Digges Esq ^r Adm ^r of Edward Oistin	}	William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor late of Talbot County Ex ^{rs} of the Last will and Testament of Winlock Christison decd were Attached to answeere unto W ^m Digges Esq ^r Adm ^r of the goods and Chattles of Edward Oistin late of the Island of Barbadoes gentl decd of a plea of trespass of the Case
	ag ^t		
	W ^m Dixon & Eliza his wife	}	
	W ^m sharpe & Thomas Taylor Ex ^{rs} of Winlock Christison		

And Whereupon the said William Digges by Robert Carville his Attorney complaineth That the said Edward Oistin having formerly (to wit) in the yeare of our Lord 1669 Contracted an intimate familiarity and acquaintance wth the said Winlock Christison then residing at the Island of Barbadoes aforesaid, & minding to begin

and settle between them some trade & comerce into this Province whether the said Winlock was then bound Hee the said Edward Upon the twelfth day of November in the said year of o^r Lord 1669 did Shipp in good order and welconditioned upon the Ketch called the Hopewell whereof was Master for that p^rSent Voyage one George Toye & then Rideing at Anchor in the Roade at Barbadoes Two Negroe men and one Negroe youth named Ned Toby & Jack to be delivered in the like good order and well conditioned at the Port of Petuxent River in Maryland (the Danger of the Seas and mortality excepted) unto the said Winlock Christison or his Assignes ffreight for the said Negroes to be paid at Barbadoes at foure hundred pounds of Muscavadoe Sugar p head, In Consideracon whereof hee the said Winlock Christinson did then and there Assume upon himself & to the said Edward Oistin faithfully promise that if the said Negroes should arrive alive and safe at the aforesaid Port of Maryland that he the said Winlock would receive them for the said Edward Oistines prop account & Keepe them till his further ord^r or make Satisfaction for the same or the pduce thereof when he Should be thereunto requested, And the said William Digges in fact saith that the said Ketch did shortly after arrive safely in the Port of Maryland and the said Winlock Christenson did receive the said three Negroes alive and Safe & in good condition & the same Negroes hath since sold and disposed of at his will & pleasure. Yett notwithstanding the said Winlock his Promise and Assumption soe as aforesaid made little regarding but deviseing and fraudulently intending him the said Edward Oistin of the Said three negroes soe to him consigned as aforesaid to deceive and defraud, Hee the said Winlock in his life time nor the said William Dixon and Elizabeth his wife William Sharpe & Thomas Taylor or any of them since his death to him the said Edward Oistin in his life time or to the said William Digges Since his death have made or Rendered any satisfacon for the said three Negroes or the Produce thereof though often thereunto requested but for the same to pay and Satisfy have hitherto denyed and refused and still doth denye and refuse to the Damage of the said William Digges thirty thousand pounds of Tobacco and thereupon he bringeth his Suite, And he bringeth into Court here his Letters of Adm^racon by w^{ch} it may appeare he is Administrat^r &c.

And the said William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor by Kenelm Cheseldyn their Attorney cometh and defendeth the force and injury when &c & prayeth Liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him the same Day is given to the p^lt. likewise

Now here at this day to wit the Sixteenth day of October in the seaventh year of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c^a Annoq^y Doni 1682 Came the s^d ptyes by their At-

Liber W. C.

Liber W. C. torneys aforesaid, And the said William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor by their said Attorney Say that the said Winlock did not Assume and promise in manner and forme as the said P^t above against him in his Declara^on hath Complayned And of this they Put themselves upon the Country And the P^t likewise

p. 603 Itt is therefore comanded the sheriffe of S^t Maryes County that hee Cause to come here twelve &c. by whome &c. and Who Neither &c to Recognize &c. because as well &c

On wch said Sixteenth day of October in the yeare aforesaid Came the said partyes by their Attorneys aforesaid and the Jurors Impannelled being Called likewise came to wit Symon Wilmer Henry Mitchell ffrancis Gutterick George Hodgeson, James Peterkin Richard Jones Leonard Greene, John Alward, John Miller, John Cassock, Samuel Dobson & Robert Gutterick Who being elected tryed and sworne to say the truth in the p^rmisses upon their Oathes doe say That the said Winlock Christenson did assume and promise in manner & forme as the said p^t above against him hath Complainned to the great Damage of the p^t but because it is not Knowne to the Court here what damages the said p^t hath sustained by Occasion thereof Itt is therefore Ordered by the Court that a writt of Enquiry of damages issue thereupon returnable at the next Provinciall Court

John Manning	}	Ordered that this Cause pemptorily come to tryall the next Provinciall Court or else Judgment to passe against the Deft and writ of posession to issue thereupon
ag ^t		
William Harris		

Richard Peacock	}	Nicholas Hackett late of Talbot County planter was attached to answer unto Richard Peacock of a plea wherefore by force & Armes One message of Two hundred and fifty acres of land called ffausley Lyeing in Talbot County aforesaid on the Easterne Shoare & on the South side of a River in the said County called st Michaels River w ^{ch} Michael Turbutt and Sarah his wife to him the said Richard Peacock demised for a terme not yet past, he Entered, & him from his ffarme aforesaid did Eject & other harmes to him did doe to the great damage of the said Richard and against the Peace of the Lord Prop ^{ty} &c.
ag ^t		
Nicholas Hackett		

And Whereupon the said Richard Peacock by John Rousby his Attorney complayneth that whereas the said Michael Turbutt and Sarah his wife upon the sixteenth day of August in the yeare of our Lord 1681 had Demised to the said Richard the said Mesuage or parcell of land Called ffausley wth th'appurtenances lyeing

in Talbot County on the Eastern shoare & on the southeast side of a River in the said County called S^t Michaels River & in a small branch of the said River called ffausley branch Begining at a marked Oake and runing for breadth One hundred twenty five perches to a marked oake, bounded on the north by a line drawne East from the said Oake for the length of three hundred and twenty perches, On the East by a line drawne South from y^e end of the East line for breadth One hundred twenty five perches, On the south by a line drawne west from the end of the south line for length three hundred and twenty perches unto the first marked Oake, On the west by the first breadth line Containing and Laid out for Two hundred and fifty acres more or lesse **To have** and to hold unto the said Richard Peacock & his Assigns from the s^d sixteenth day of August in the yeare of Our Lord 1681 aforesaid for and Dureing & untill the full end and terme of three yeares from thence next Ensueing & fully to be compleate and ended, By vertue of wch demise the said Richard Peacock into the messuage aforesaid with the appurtenances Entered & was thereof possessed, and Soe thereof being possessed the said Nicholas Hackett afterwards to wit the same sixteenth day of August in the yeare aforesaid into the messuage aforesaid wth the appurtenances w^{ch} the said Michael Turbutt and Sarah his wife to him the s^d Richard in forme aforesaid did demise for the terme aforesaid wch is not yet past did enter & him from his farme aforesaid did eject & other harmes to him did doe to the great Damage of him the said Richard and against the peace & **Whereupon** he sayth he is the worse and hath damage to the vallue of twenty Thousand pounds of tobacco And thereupon he bringeth his suite

p. 604

Unlesse the Tennant in Posession or they under whome he Claymes doe the next Provinci^h Court appeare to this Declaration and make him or themselves defend^{ts} thereunto and by rule of Court confesse the Lease Entry and ejectment & insist onely upon the title the Deft in this Declaracon will Confesse Judgment & posession will be delivered accordingly to the Pth

To James Barber Tenn^t in posession of the p^rmisses wthin mentioned

Now here at this day to wit the Eighteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni 1682 Came the said Richard Peacock by his Attorney aforesaid & Offered himself against the said deft in the plea aforesaid but the said James Barber though Duely served wth a Coppy of the Declaracon aforesaid attested by William Cocks Clerke of this Court Nor the said Nicholas Hackett came not but made default Whereupon the said Richard Peacock remaineth against the said Nicholas Hackett thereof wholly undefended Itt is therefore considered by the Court here that the Said Richard Peacock Re-

Liber W. C. cover against the said Nicholas Hackett his terme aforesaid yet to come and unexpired of and in the aforesaid Two hundred & ffifty acres of Land Called ffausley wth the appurtenances, And hereupon the said Richard Peacock by his Attorney aforesaid Prayed his Lopps the Lord Prop^{rys} writ of posession to him the said Richard to be granted to Cause him to have Possession of the said Land and p^rmisses, And it is granted unto him by the Court here.

George Tyte	}	Joshua Guibert late of St Maryes County Marchant
ag ^t		otherwise called Joshua Guibert of S ^t Maryes
Joshua Guibert	}	County was sumoned to ansvere unto George Tyte
		of Bristoll in the Kingdome of England Marriner

of a plea that he Render unto him his Reasonable account of the time in w^{ch} he was Receiver of the Tobacco Moneys and Marchandizes of him the said George wch to him to render Justly he Ought

And the said George Tyte by Robert Ridgely his Attorney Sayth that whereas the said Joshua Guibert was receiver of the Tobaccoes moneys and Marchandizes of him the said George from the twenty seaventh day of May 1679 untill the Second day of June 1681 And by the same time received of the Tobaccoes monyes & marchandizes of him the said George (that is to say) Att Wiccocomoco River in S^t Maryes County by the hands of James Morris and Luke Barber Three thousand four hundred pounds of Tobacco, and there by the hands of one Joseph Adloes Three thousand pounds of tobacco, And there by the hands of one Robert Carville Two thousand two hundred eighty and two pounds of tobacco And there by the hands of one Robert Ridgely three thousand nine hundred twenty foure pounds of Tobacco, And there by the hands of one Samuel Tovey ffoure thousand five hundred and tenn pounds of Tobacco, And there by the hands of one Justinian Tennison Two hundred forty Eight pounds of Tobacco, And there by the hands of one John Shankes Two hundred forty one pounds of tobacco, And there by the hands of one Richard Oxen One hundred sixty six pounds of Tobacco, and there by the hands of One Stephen Gough Two hundred and fiteene pounds of Tobacco, and there by the hands of one John Grubb One hundred fifty foure pounds of tobacco and there by the hands of one Richard Crane ffoure hundred & Eighty pounds of tobacco, and there by the hands of one John Warring One hundred and seven pounds of Tobacco, And there by the hands of one Edward Evans Twenty pounds of Tobacco, and there by the hands of one ffrancis Wyne One Thousand pounds of Tobacco, And there by the hands of one Richard Keene Seven hundred Twenty nine pounds of tobacco, and there by the hands of one Justinian Gerrard Two hundred Eighty six pounds of Tobacco, And there by the hands of one James Tyres five hundred ninety five pounds of tobacco, Amounting in all to the sume of

Thirty one thousand one hundred ninety and three pounds of tobacco And also there by the hands of one M^r Turling Twenty one pounds Sterling money of England, And there by the hands of one John Jeffreys by a bill of Exchange Drawne by one Joseph Eaton upon the said Jeffreys Six pounds twelve shillings, Sterling money of England And there by the hands of one Erasmus Dole by a bill of Exchange drawne by One William Tregoe upon the said Dole Three pounds thirteene shillings and six pence sterling money of England to Render a reasonable account thereof to the said George when he should be thereunto required **Neverthelesse** the said Joshua although often required hath not Rendered his reasonable account aforesaid to the said George but hitherto hath denyed and still doth denye to Render unto him the same **Whereupon** the said George sayth he is Damnyfied and hath losse to the Vallue of Sixty thousand pounds of Tobacco And thereupon he bringeth his suite

And the said Joshua Guibert by Kenelm Cheseldyn his Attorney cometh and Defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plantiffe likewise

Now here at this day to wit the Eighteenth day of October in the Seaventh year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^d Doni: 1682: Came the said Defendant by his Attorney aforesaid and the said George Tyte refuseth to make any farther prosecution ag^t the said Joshua Guibert in the plea aforesaid Therefore Itt is Considered by the Court here that the said George Tyte take nothing by his writ aforesaid but be in mercy for his false clamor therein & that the said Joshua Guibert goe thereof wthout day & that the said Joshua Guibert Recover ag^t the said George Tyte the sume of _____ pounds of tobacco for his costs & charges by him about his Defence in this behalfe Layd out and Expended, And the said Joshua Guibert may have thereof Execution p. 606

George Tyte	}	Joshua Guibert late of S ^t Maryes County Marchant
ag ^t		was attached to answee unto George Tyte of Bris-
Joshua Guibert		toll in the Kingdome of England Marriner of a plea of Trespas upon the Case

And Whereupon the said George Tyte by Robert Ridgely his Attorney complaineth that whereas the said George the seaventh day of March One thousand six hundred and eighty at Brittaines bay in S^t Maryes County aforesaid at the speciall instance and request of him the said Joshua had delivered up unto him the said Joshua One bill or writeing obligatory whereby the said Joshua stood indebted unto the said George in the sume of nine thousand eight hundred & thirty pounds of tobacco, And also that whereas the said George the day and yeare aforesaid at Brittaines bay afore-

Liber W. C. said at the like speciall instance and request of him the said Joshua had sold and delivered unto him the said Joshua divers goods Servants and Marchandize, And also had payd for him the said Joshua by his order unto one John Butler a Taylor the sume of ffive hundred and fifty pounds of tobacco, w^{ch} said goods Servants marchandizes and Tobacco payd as aforesaid amounteth to the sume of Twenty eight thousand One hundred seaventy two pounds of tobacco, w^{ch} said sume of Twenty eight thousand and one hundred Seaventy two pounds of tobacco together with the said sume of Nine thousand Eight hundred thirty six pounds of Tobacco as aforesaid Amounteth in all to the Sume of Thirty eight thousand & eight pounds of tobacco a pticuler whereof is by the said George Ready here in Court to be produced, In Considera^{on} whereof the said Joshua Guibert did assume upon himself and to the said George then and there did faithfully promise that he the said Joshua him the said George the said Sume of thirty eight thousand & eight pounds of Tobacco when thereunto required would well and truly content and pay, And the said George in fact Sayth that although the said Joshua in pursueance of his promise and Assumption aforesaid to the said George Soe as aforesaid made the sume of ffifteene thousand Seaven hundred and Sixty pounds of Tobacco part of the said thirty eight thousand and Eight pounds of tobacco to him the said George hath paid Yett the said Joshua his pmise and Assumption aforesaid as to twenty two thousand two hundred forty eight pounds of Tobacco residue of the said thirty eight thousand & Eight pounds of tobacco litle regarding but deviseing & fraudulently intending him the said George of the aforesaid sume of Twenty two thousand two hundred forty eight pounds of tobacco Residue as aforesaid to deceive and defraud the same Twenty two thousand Two hundred forty eight pounds of tobacco to him the said George according to his promise and Assumption as aforesaid although often thereunto required hath not payd, but the same to pay hath denyed and still doth denye to the damage of him the said George fforty thousand pounds of tobacco And thereupon he bringeth his suite

And the said Joshua Guibert by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. & prayeth liberty to imparle hereunto untill next provinc^l Court & it is granted unto him the same day is given to the p^t likewise

p. 607 **Now** here at this day (to wit) the eighteenth day of October in the Seaventh yeare of the Dominion of the Right honoble Charles Lord Baltemore &c Annoq Domini One thousand Six hundred Eighty & two came the said Defendant by his Attorney aforesaid, but the said Joshua Guibert refuseth to make any farther persecution against him in the plea aforesaid Therefore Itt is Considered by the Court here that the said George Tyte take nothing by his writ

aforesaid but be in mercy for his false claime therein & that the said Joshua Guibert goe thereof without day. and that the said Joshua Guibert Recover against the Said George Tyte the sume of pounds of tobacco for his costs and Charges by him about his Defence in this behalfe Laid out & expended and the said Joshua may have thereof Execution

Liber W. C.

Lovelace Gossage } William Steevens late of Dorchester County
ag^t } otherwise Called William Steevens Sen^r of the
William Steeven^s: } County of Dorsett in the said Province was
Sumoned to Answere unto Lovelace Gossage
of a plea that he Render unto him the sume of Tenn thousand pounds of tobacco w^{ch} to him he oweth and unjustly detaineth

And Whereupon the said Lovelace by Robert Carvile his Attorney Sayth that Whereas the said William steevens upon the Second day of November in the yeare of our Lord 1680 by his certaine bond or writinge Obligatory Sealed with the seale of him the said William & here in Court pduced whose date is the Day and yeare abovesaid, Did acknowledge himself to be holden and firmly bound unto the said Lovelace Gossage in the Just & full sume of tenn thousand pounds of good Sound Marchantable Tobacco in Caske to be paid to the said Lovelace or to his certaine Attorney his heires Executo^{rs} Adm^{rs} or Assignes Yett notwithstanding the said William Stevens the said sume of Tenn thousand pounds of tobacco to him the said Lovelace according to the Teno^r of the said writinge Obligatory hath not paid or Satisfyed though often thereunto requested but the same to pay and Satisfye hath hitherto Denyed and refused to pay the Same to the damage of the said Lovelace ffifteene thousand pounds of tobacco And thereupon he bringeth his suite

And the said William Steevens by Thomas Burford his Attorney cometh and defendeth the force and injury when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same Day is given to the p^t likewise

Now here at this day (to wit) the Eighteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1682 Came the said parties by their Attorneys aforesaid and the said William Steevens by his said Attorney prayed the hearing of the said writinge Obligatory & it was read unto him, he also prayed the hearing of the Condition of the said writinge Obligatory and it was read unto him in thes words, The Condition of this Obligacon is Such that if the above bound William Steevens his heires Executo^{rs} and Adm^{rs} & every of them shall and doe for their and Either of their parts in all things well & truely observe performe fulfill and keepe all & singuler the Determination of Thomas Hutchinson Bryan Omaley John Pitt

Liber W. C. and Thomas Taylor Arbitrat^{rs} Indifferently chosen betweene both
 p. 608 the parties abovesaid to award & make a finall Determination &
 end of and concerning all manner of ac^{ti}on or ac^{ti}ons Cause or
 Causes of actions strifes troubles & controversies touching or con-
 cerning the Clearing of the upper part of the Land called by the
 name of Hornes land purchased formerly by Richard Preston &
 now in the posession of the said Lovelace Gossage in the right of
 his wife Rebecca the daughter of the said Richard Preston & next
 adjoining to the land of the abovesaid William Steevens called
 Jenkins land, Begining at the divideing line betwixt the aforesaid
 Land Called Jenkins & the aforesaid Land called Hornes wch said
 divideing line is mutually agreed upon by the aforesaid Partyes
 to be the Divideing line betwixt them in the p^resence of seaverall
 persons **provided** the said Arbitrat^{rs} make their Award in write-
 ing ready to be delivered to Either party desireing the same on or
 before the Second Day of the Month called December next after
 this p^resent date That the p^resent Obligacon to be voyd and of noe
 Effect or otherwise remaine in full force power and vertue W^{ch}
 being read and heard the said William Steevens by his Said Attorney
 Sayth that the said Lovelace his ac^{ti}on against him Ought not to
 have because he sayth that the said Arbitrators after the makeing
 of the said writeing Obligatory & before the said Second day of
 December in the condition of the said writeing Obligatory men-
 tioned made noe Award Order rule Judgment or finall determina-
 tion of and concerning the p^remisses in the Condition aforesaid Spec-
 ifyed Ready to be delivered to either pty desireing the same And
 this he is ready to averr, And thereupon prayeth Judgment if the
 said Lovelace his ac^{ti}on against him ought to have &c And the said
 Lovelace Gossage by his said Attorney Sayth that he from haveing
 his accon aforesaid against the said William Ought not to be barred
 because he sayth That the said Thomas Hutchinson Bryan Omely
 John Pitt & Thomas Taylor the Arbitrat^{rs} aforesaid after the make-
 ing of the writeing Obligatory aforesaid & before the Second day
 of December in the Condition aforesaid above specified (that is to
 Say) the Eighteenth day of November in the yeare of Our Lord
 i680 Att great Chaptanke in the County of Talbott haveing taken
 upon them the burthen of the Award & Judgment of and upon the
 premisses in the same Condition Specified, By their certaine write-
 ing of Award under the hands and seales of the said Arbitrat^{rs}
 ready to be delivered to Either party desireing the Same One part
 whereof with the seale of the said Arbitrat^{rs} Signed the said Love-
 lace here in Court sheweth forth the date whereof is the same Eight-
 eenth day of November aforesaid, did award Judge & determine as
 followeth

Imprimis they did Award that inasmuch as the said Lovelace
 Gossage did unadvisedly goe about to take his Course att Lawe

with the said W^m Stevens without the advice or approbacon of a meeting of friends w^{ch} did tend to the making voyd of the wholesome advice of the Appostles & was Contrary to the advice of the Church and Churches of god in that day That therefore Lovelace Gossage should beare the charge that he had there expended upon **Secondly** In as much as William Steevens Sen^r had acknowledged the land to be Lovelace Gossages from the divideing line they both had mutually agreed Upon before Seaverall witnesses as by their bonds bearing date as above did more fully appeare They did Award that the Said William Stevens should Upon Sight of the said Award deliver or Cause to be delivered peaceable possession of the land houses and ffences that did belong to that Tract of land Called Hornes land included within the bounds they both agreed upon

Liber W. C.

p. 609

Thirdly they did Award that the Said Lovelace Gossage Should Suffer and permitt the said William Steevens to take his Corne with what other utensells might be in the Dwelling house from of the Said land & out of the houses by the last of the tenth Month next after the date of the Said Award And likewise to have free liberty to Strike & pack his Tobacco in any of the houses & to remove it off by the first of the Second Month after the date of the Said Award, And that Lovelace Gossage Should take noe advantage for any Damage formerly done upon the Said land by the aforesaid W^m steevens And this was to be a finall end of the aforesaid difference Itt being their Award Judgment and Determinacon As by the Said Award may more at large appeare, And the said Lovelace Sayth that he the Said Lovelace Gossage Afterwards (that is to Say) the Seaventeenth day of January in the yeare of Our Lord One thousand Six hundred and eighty afores^d at the house of the Said William Steevens in great Chaptanke in Dorchester County Did tender unto him the Said William Steevens the aforesaid Award in writeing under the hands and Seales of the said Arbitrat^{rs} as aforesaid, and did then & there demand of the said William Steevens to deliver or Cause to be delivered to him the Said Lovelace Gossage Peaceable posession of the Land houses and ffences that did belong to that tract of land Called Horne land in the award aforesaid mentioned Included within the bounds then before betweene the said Lovelace Gossage and William Steevens agreed upon as aforesaid according to the Said award, And Although the said Lovelace Gossage hath well and truly performed fulfilled & Kept what on his part by the said Award was to be done performed fulfilled and Kept Yett notwithstanding the said William Steevens hath refused to performe and keepe on his part the said Award & hath refused to take notice of the said Award or to deliver to him the Said Lovelace Gossage the Peaceable posession of the land houses & fences belonging to that tract of land Called Horne land

Liber W. C. aforesaid included within the bounds agreed upon as aforesaid according to the forme & effect of the said award And the Award aforesaid to performe & Keepe And the peaceable possession of the Land houses fences aforesaid to deliver doth still denye and refuse And this he is ready to verify whereupon he prayes Judgment & his debt aforesaid together with his Damages by Occasion of detaineing of that debt to him to be Adjudged &c:

And the said William Steevens by his said Attorney Sayth that for any thing above in the Replicacon of the said Lovelace alleadged he the sd Lovelace his accon against him ought not to maintaine Because he Sayth that the Replicacon aforesaid & the matter therein contained is not Sufficient in law to maintaine the said accon Nor hath the said William Steevens any need nor by the Law of this Province is bound thereto to answere and this he is ready to averr Whereupon for want of a Sufficient Replicacon in this behalfe the
 p. 610 said William Steevens Prayeth Judgment of the said Replication and if thereupon the said Lovelace his said accon against him Ought to maintaine &c, And for Causes of Demurrer according to the forme of the Statute in this Case made and Provided he the said William Steevens to the Court here sheweth that the Said Replicacon of the Said Lovelace is uncertaine Vagous & wants forme, And that the Said Lovelace doth not Sett forth that there were two parts of the Said Award according to the Condition aforesaid And further that the Said Award is in it Self voyd in law in regard the Arbitrat^{rs} by law have not Power to determine the right of ffree hold And likewise that y^e submission was onely of lands in the possession of the said Lovelace And therefore to award that the said William should give the said Lovelace possession was matter out of the said Submission and soe voyd

And the aforesaid Lovelace Gossage by his Attorney aforesaid Sayth That the plea afores^d by him the said Lovelace in manner and forme aforesaid above by Replicacon pleaded and the matter in the same contained is good and Sufficient in the law to maintaine the accon of him the Said Lovelace had against him the said William & that the same Plea and the matter therein contained the said Lovelace is ready to verify & prove as the Court shall Award, And because the said William to the plea aforesaid doth not answ^r nor the Same in any thing doth gainesay Therefore the said Lovelace as before Prayeth Judgment and his debt aforesaid with his Damages by the Occasion of the detaining of the debt aforesaid to him to be adjudged

All w^{ch} being Read and heard and by the Justices here fully und^rstood & dilligently Examined Itt Seemeth to the Same Justices here. that the Demurrer aforesaid of the aforesaid William Steevens in manner aforesaid pleaded: is a good Demurrer, and that for the Reasons and Causes therein contained the aforesaid Lovelace Gos-

sage his action aforesaid against the said William Steevens Ought not to maintaine in manner and forme aforesaid. Therefore Itt is considered by the Court here that the Said Lovelace Gossage take nothing by his writt aforesaid but be in mercy for his false Clamo^r therein. and that the Said William Steevens may goe thereof wthout day And that the said William Steevens Recover against the said Lovelace Gossage the Sume of Twelve hundred & sixty two Pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe Layd out and Expended and the Said William may have thereof Execution Liber W. C.

Justinian Gerrard } Gerrard Slye late of S^t Maryes County gentl
 ag^t } was attached to answere unto Justinian Gerrard
Gerrard Slye } gentl of a plea wherefore Whereas the said
 Justinian in his ffee at S^t Clements Manno^r in
 the County aforesaid for rent to him the said Justinian due a cer-
 taine Silver Tankard had taken and the Same Silver Tankard in
 the name of a Distresse according to the Lawes of this Province
 there would have detained, The said Gerrard Slye the said Tankard
 with force and Armes did rescue and the same Tankard from the
 said Justinian did take away & other harmes to him did to the great
 damage of him the said Justinian & against the peace of the Lord
 Prop^{ty} that now is &c.

And Whereupon the said Justinian by Thomas Burford his At-
 torney complayneth that whereas the said Gerrard Slye was and
 is Seized of a certaine tract of land called Bushwood parcell of the
 said Manno^r of S^t Clements & the Same did hold of the said Jus-
 tinian Gerrard now Plt. as of his Manno^r of S^t Clements in the
 County aforesaid at the yearly Rent of Two barrells of Indian p. 611
 Corne or Twenty Shillings in money yearely to be paid on the
 twenty fifth day of December, And whereas the one & twentyeth day
 of December One thousand six hundred and Eighty at st Clements
 Manno^r aforesaid on the Said land called Bushwood Sixteene bar-
 rels of Indian Corne or Eight pounds in money Sterling for Eight
 yeares past were due & in arreare from the said Gerrard Slye unto
 the said Justinian Gerrard, wch or Either of them the said Gerrard
 Slye although demanded to the Said Justinian Gerrard hath not
 paid Wherebye Action accrued to the Said Justinian Gerrard to have
 of the Said Gerrard Slye Either the Said Sixteene barrells of Indian
 Corne or Eight Pounds Sterling money Whereupon the said Jus-
 tinian Gerrard in his ffee aforesaid on the said Tract of land called
 Bushwood After the said twenty fifth day of December One thou-
 sand Six hundred and Eighty (that is to say) the first day of March
 One thousand Six hundred and Eighty the said Tankard for Eight
 Pounds Sterling being the rent aforesaid then due did take, And the
 same Silver Tankard in the name of a Distresse according to the

Liber W. C. Lawes of this Province there would have detained, The said Gerrard The Said Tankard wth force and Armes &c^a did Rescue & the same Tankard from the Said Justinian Did take away and other harmes to him did to the great damage of him the Said Justinian and against the peace of the Lord Prop^ry that now is &c Whereupon he Sayth that he is the worse and hath damage to the vallue of twenty pounds Sterling money And thereof he bringeth his Suite &c.

And the said Gerrard Slye by Robert Carvile his Attorney cometh and Defendeth the force and injury, when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the plt likewise

Now here att this day to wit the Seaventeenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^d Doni. 1682: Came the said partyes by their Attorneys aforesaid. and the Said Gerrard Slye by his said Attorney sayth that hee is in noe wise guilty of the trespasse and Rescues above by the said Justinian Imposed upon him and of this he putts himself upon the Country. And the p^t likewise

Therefore Itt is Comanded the Sheriffe of St Maryes County that he Cause to come here twelve &c by whome &c. and who neither &c To recognize &c because aswell &c.

On w^{ch} said seaventeenth day of October in the yeare aforesaid came the said partyes by their Attorneys aforesaid And the Juro^{rs} Impannelled being Called likewise came (to wit) Symon Wilmore, Henry Mitchell ffrancis Gutterick, George Hodgeson, James Peterkin, Richard Jones Elias King, John Alward. John Miller, John Cassock, William Lee & Robert Gutterick Who being Elected tried and Sworne to Say the truth in the p^rmisses Upon their Oathes doe Say that the said Gerrard Slye is guilty of the Trespasse and Rescues above by the p^t Imposed upon him in manner & forme as the Said p^t above against him hath Declared and they Assesse the Damage of the said p^t to One thousand nine hundred and Twenty pounds of tobacco, Itt is therefore Considered by the Court here that the said Justinian Gerrard Recover against the said Gerrard Slye aswell the aforesaid Sume of One thousand Nine hundred and twenty pounds of tobacco Damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the Sume of Two thousand and three pounds of tobacco for costs of Suite And the said Deft in mercy &c.

p 612

George Gosfright
ag^t

Nicholas Nicholson & Hester
his wife Adm^{rx} of William
Gough decd:

} Nicholas Nicholson late of Ann Ar-
rundell County Planter & Hester his
wife the Relict and Administratrix
of the goods: Chattles debts Rights
and Creditts of William Gough decd
was attached to answer unto George

Gosfright of London Marchant of a plea of Trespasse upon the Case: Liber W. C.

And Whereupon the said George Gosfright by George Parker his Attorney complayneth That whereas he the said George being a marchant Liveing & residing in the City of London And did for seaverall yeares together in the life time of the Said William Gough Employ him the Said William according to the Law and Custome of Marchants his ffactor Agent or Attorney in these parts, And for that purpose had sent and Consigned to him the Said William Seaverall and Sundry goods Wares and Marchandizes to very great and considerable Vallues, and for w^{ch} and the produce thereof the said William in his life time Stood accountable and indebted unto him the said George, And Whereas the said George and the Said William in the life time of the Said William did (to wit) the Twentyeth day of May in the yeare of Our Lord God One thousand Six hundred seaventy & seaven att the City of London in the Kingdome of England account together And upon that account the said William in his life time was found to be in arreares and Indebted unto the said George in the sume of Three hundred sixty three pounds Nineteen Shillings Eight pence halfe penny Sterling money of England And the Said William Gough in his life time being Soe indebted to the Said George In Consideraçon whereof the Said William in his life time did then & there Assume upon himself and to the said George did faithfully promise that he the said William the Said Sume of Three hundred sixty three pounds nineteen Shillings Eight pence halfepenny of Sterling money of England to him the Said George when thereunto required would well and truly content Satisfy & pay Notwithstanding which the said William Gough in his life time his promise and assumption soe as aforesaid made little regarding but deviseing and fraudulently intending him the Said George of the Said Sume of three hundred sixty three pounds nineteene shillings eight pence halfpenny of sterling money of England Soe to him as aforesaid due, The said William in his life time though often required thereunto hath not payd nor the s^d Hester since his death to whome Letters of Administracon of the goods Chattles Debts rights and Creditts of the Said William Gough by The hono^{ble} Philip Calvert Esq: Comissary gent or Cheife Judge for Probate of wills and granting Administracons within this Province was comitted whilst she was Sole Nor the said Nicholas and Hester Since Expousalls between them Celebrated have not payd, But the said Sume of Three hundred sixty three pounds Ninteene shillings Eight pence halfepenny to him the s^d George according to the promise and Assumption of him the said William in this behalfe made have not satisfyed payd Nor any content for the same have given To the great damage of him the Said George Whereupon he sayth he is Damnified and hath losse to the Vallue of ffive hundred

Liber W. C. pounds of Sterling money of England And thereupon he brings his suite

And the said Nicholas Nicholson and Hester his wife by Robert Carville their Attorney come and defend the force and injury when &c and pray liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto them and the same day is given to the p^t likewise

Now here at this day (to wit) the fourteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni. 1682: Came the said parties by their Attorneys aforesaid And the sd Nicholas Nicholson and Hester his wife by their Said Attorney Sayth nothing in barr or avoydance of the accon aforesaid of him the said George Gosfright Whereby the said George Gosfright Remaineth against the said Nicholas and Hester thereof wholly undefended **Therefore** Itt is Considered by the Court here that the said George Gosfright Recover against the Estate of the Said William Gough decd Aswell the aforesaid Sume of Three hundred Sixty three pounds Nine-teene shillings & Eighth pence halfe penny Sterling debt: as also the sume of ffive hundred Eighty three pounds of tobacco for costs of suite And the Defendants in mercy And hereupon the said George Gosfright by his Attorney aforesaid Chooseth to be delivered unto him all the goods & Chattles of the aforesaid William Gough besides his Oxen and the Affros of his Cart, And likewise the Moyety of all his Lands and Tennements, To hold to him the said George Gosfright the goods and Chattles aforesaid as his owne goods & Chattles & the moyety aforesaid as his ffreehold to him and his Assignes according to the forme of the Statute in that Case made and Provided untill the debt and Costs aforesaid be thereupon leavyed And to him it is granted by the Court here:

James Bowling	} Gerrard Slye late of S ^t Maryes County Marchant
ag ^t	
Gerrard Slye	} was attached to answeare unto James Bowling of
	} the Same County gentl of a plea of Trespasse of
	} the Case

And Whereupon the said James by Robert Carville his Attorney Sayth that Whereas the said Gerrard Slye the second day of May in the yeare of our Lord One thousand six hundred eighty one at Bushwood in the said County of S^t Maryes had accounted with the said James of divers Sumes of money and Tobacco to him the said James by him the Said Gerrard due and Owing for seaverall goods & Commodities by him the said James to him the said Gerrard Sold and Delivered and for seaverall Sumes of tobacco by him the Said James at the special Instance and request of the Said Gerrard to and for the said Gerrard paid and Disbursed as by an account hereunto Annexed may appeare, And upon that Account the said

Gerrard Slye was found in arreares to him the Said James the Sume of Nineteene pounds Seaventeene Shillings & Seaven pence Sterling & One thousand foure hundred Seaventy and one pounds of Tobacco, And soe being thereof Indebted the said Gerrard Slye in Considera^on thereof did Assume upon himself and to the said James did faithfully promise to pay to the Said James Bowling the aforesaid Nineteene Pounds Seaventeene Shillings & seaven pence Sterling, and fourteene hundred Seaventy and One pounds of tobacco when he should be thereunto requested Notwithstanding the said Gerrard Slye the aforesaid promise & Assumption in noe wise regarding but Endeavouring and fraudulently intending him the said James of the said Seaverall Sumes of Nineteen pounds Seaventeene shillings and Seaven pence sterling and fourteen hundred seaventy & one pounds of Tobacco Craftily and Subtily to deceive and Defraude, the said Seaverall Sumes of Nineteene pounds Seaventeene shillings and Seaven pence Sterling and ffourteen hundred seaventy and one pounds of Tobacco to the ^sd James Although thereunto the said Gerrard Afterwards (that is to say) the two & twentyeth day of ffebruary in the yeare of Our Lord One thousand Six hundred Eighty one Att Westwood in the Said County by him the said James was required, but the same to him to pay hath hitherto altogether denyed and refused And still doth denye and refuse to pay the same To the Damage of the said James Twenty thousand pounds of Tobacco And thereupon he bringeth his Suite

And the said Gerrard Slye by Thomas Burford his Attorney cometh and defendeth the force and Injury when &c and Prayeth liberty to imparle hereunto untill the next Provincia^ll Court and it is granted unto him and the same day is given to the pst likewise

Now here at this day (to wit) the seaventeenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni One Thousand Six hundred eighty and two: Came the said partyes by their Attorneys aforesaid And the said Gerrard Slye by his said Attorney Sayth That he did not Assume upon himself in manner and forme as the said James above against him hath complayned And of this he putteth himself upon the Country. And the p^t likewise. Itt is therefore comanded the Sheriffe of S^t Maryes County that he Cause to come here Twelve &c: by whome &c^a And who neither &c: To recognize &c: because Aswell &c.

On w^{ch} said seaventeenth day of October in the yeare aforesaid came the said partyes by their Attorneys aforesaid, and the Juro^{rs} Impannelled being called likewise came (to wit) Symon Wilmore, Henry Mitchell, ffrancis Gutterick George Hodgeson James Peterkin Richard Jones, Elias King, John Alward, John Miller, John Cassock, William Lee & Robert Gutterick, Who being Elected tryed and Sworne to Say the truth in the premisses upon their Oathes

p. 615 James Bowling } Gerrard slye late of St Maryes County otherwise
ag^t } called Gerrard Slye of St Maryes County Marchant
Gerrard Slye } was Sumoned to Answer unto James Bowling of
the said County gent^f of a plea that he hold to him
the Covenant made between them according to the force forme &
effect of a certaine writinge Indented thereof between them and
w^{ch} to him to hold he ought

And Whereupon the said James Bowling by Robert Carville his Attorney Complaineth That whereas by a certaine writeing Indented made at Bushwood in the County aforesaid the two and twentyeth day of Aprill in the yeare of Our Lord One thousand Six hundred Eighty and one **Between** the aforesaid Gerrard Slye of the one part and the Said James Bowling of the other part Whose one part with the Seale of the said Gerrard Slye sealed the said James bringeth here unto Court whose date is the Same day and yeare Itt is Witnessed that it was Covenanted & agreed of by and betweene the parties to those p^rsents for themselves and their Assignes That the Said Gerrard Slye or his Assignes should have as lawfull purchase of and from the said James Bowling or his Assignes All his whole Cropp or Cropps of Tobacco which he should make wth his Servants or Slaves on his planta^con or planta^cons That p^rsent yeare 1681 And that the said James Bowling and his Assignes should use his and their utmost Endeavours for making the brightest and best Tobacco they Could Cleare of all Trash. and to order it according to the said Gerrard Slye his Instructions. In Considera^con whereof the said Gerrard Slye or his Assignes was to allowe or pay unto the said James Bowling or his Assignes after the Rate of One penny p pound to be payd in goods and the same to be delivered att Westwood landing or piles Creeke in Wicocomoco River next ffall att first and prime cost as the said goods Should bona fide cost out of the Shoppes without any charge of ffreight Custome or any other Petty charges whatsoever Onely the said James Bowling or his Assignes should deduct & allow him the Said Gerrard Slye or his Assignes One penny in Every shilling worth of goods in leiu of the said charges, And If in case the said

Gerrard Slye or his Assignes did shipp what goods the said James Bowling did Order & write for and that the same should miscarry then the said Gerrard Slye Should have liberty to supply the said James Bowling with any other goods the said Slye should or might have in the Country in Case he had such goods as the said Bowling wanted or had Occasion for, And that noe advantage should be taken on Such an accident, And in Case of mortality of Either party Itt Should be at the Choice of the Ex^r or Adm^r of the decd if they thought fitt to make voyd the aforesaid Covenants and that noe advantage Should be taken thereon as by the Said writeing Indented may more plainly appeare, And the said James Bowling Sayth that Although he hath fulfilled all and Singuler the Covenants and agreements in the said writeing Indented above Specified On his part to be fulfilled and performed according to the forme and Effect of the said writeing Indented aforesaid And by Protesting that the aforesaid Gerrard Slye hath not fulfilled any of the Covenants or agreements in the writing Indented aforesaid above spesified on his part to be performed fulfilled and Kept In ffact the said James Sayth that after the makeing the writeing Indented aforesaid And before the day of the purchase of the Orriginall writ of the said James (that is to say) the said two and twentyeth day of Aprill aforesaid or wthin some few dayes afterwards The said James Bowling did order and appoint the Said Gerrard Slye to buy for him the Said James & to send to him the said James Bowling according to the Covenant and agreement in the aforesaid writeing Indented mentioned the Seaverall Servants and goods in the Schedule hereunto annexed mentioned And the said James did give him the said Gerrard a perticuler list thereof And further the said James sayth that he the said James did also after y^e makeing of the writeing Indented aforesaid and before the purchaseng of y^e Orriginall writt of the said James aforesaid (that is to Say) the twenty Seaventh day of January One thousand Six hundred Eighty and one pay and deliver to the Assignes or Order of the said Gerrard Slye all such Tobaccoes Quantities Cropp and Cropps of Tobaccoes whatsoever w^{ch} he the said James with his Servants or slaves did make Upon any his Plantation or plantations the said yeare of Our Lord One thousand six hundred eighty and one according to the forme & effect of the Said writeing Indented W^{ch} said quantities and Cropp of Tobacco Soe by him the said James to the said Assignes or Order of the said Gerrard Slye payd and delivered doe in the whole amount unto the Sume of Seaventy Eight thousand One hundred Sixty and foure pounds of tobacco, And although the Said Gerrard Slye or his Assignes by the Agreement and Covenant aforesaid in the writeing Indented aforesaid Contained were to allow and pay unto the said James Bowling or his Assignes after the rate of One penny p pound to be paid in goods to be delivered att Westwood

Liber W. C.

p. 616

Liber W. C. Landing or Piles Creeke in Wiccocomoco River in S^t Maryes County the next fall after the date of the said writeing Indented (w^{ch} is long since past) att first and Prime cost as the said goods should bona fide Cost out of shoppes without any freight Custome or any other petty charges whatsoever deducting a penny in the shilling as aforesaid Yett the said Gerrard Slye or his Assignee or Assignes or any of them have not hitherto paid or allowed to the said James Bowling or his Assignes after the rate of one penny p pound for the tobacco aforesaid to be payd in goods as aforesaid, Nor hath he the said Gerrard or his Assignes delivered the said goods or any other goods to the said James Bowling or his assignes according to the forme and effect of the writeing Indented aforesaid though thereunto oftentimes required, And Soe the said James sayth That the s^d Gerrard Although often required the Covenant aforesaid of that that it was Covenanted & agreed of by and betweene the parties to those presents for themselves & their Assignes that the said Gerrard Slye or his Assignes should have as Lawfull Purchase of and from the said James Bowling or his Assignes, all his whole Cropp or Cropps of Tobacco wch he should make wth his Servants and Slaves on his Plantacon or Plantacons that p^rsent yeare One thousand six hundred Eighty & one, And that the said James Bowling should use his utmost Endeavo^{rs} for the makinge the brightest and best tobacco they could Cleare of all Trash and to ord^r it according to the said Gerrard Slye his Instrucon In Consideracon whereof the said Gerrard Slye or his Assignes was to allow and pay unto the said James Bowling or his Assignes after the Rate of One p. 617 penny p pound To be paid in goods and the same to be delivered at Westwood Landing or Piles Creeke in Wiccocomoco River next fall att first and Prime cost as the Said goods should bona fide Cost out of the shoppes without any charges of freight Custome or any other petty charges whatsoever Onely the sd James Bowling or his Assignes should deduct and allow him the said Gerrard Slye or his Assignes one penny in every shilling worth of goods in Leiu of the said charges, wth the said James he hath not Kept but broken, but the Same with him hitherto to Keepe hath denyed and Still doth denye **Whereupon** the said James Sayth he is the worse & hath Damage to the Vallue of Two hundred Pounds sterling & thereupon he bringeth his Suite

And the said Gerrard Sly by Robert Carville his Attorney cometh & Defendeth the force and Injury when &c. and prayeth liberty to imparle hereunto untill next Provincial Court and it is granted unto him the same day is given to the Plantiffe likewise

Now here att this day to wit the nineteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Anno Doni 1682 Came the said parties by their Attorneys afores^d and the said Gerrard Slye by his said Attor-

ney Sayth that the Said James his ac^on against him ought not to have because he Sayth that he the said Gerrard Slye the said Two and twentyeth day of Aprill in the yeare of Our Lord 1681 aforesaid at Bushwood aforesaid in the said County did make and Seale to the said James a Certaine writeing Obligatory of the Penalty of One hundred pounds Sterling Conditioned for the true performance of the Covenants in the said Writeing Indented w^{ch} said writeing Obligatory for the Secure performance of the Said Covenants in the said writeing Indented mentioned to be performed on the part of the Said Gerrard Slye Hee the said Gerrard did then and there to the said James deliver And this he is ready to averr Whereupon he prayeth Judgment if the said James other ac^on then upon the Said writeing Obligatory against him the said Gerrard Ought to have And the said James Sayth that he by any thing by the afores^d Gerrard above by Pleading alleadged from his action aforesaid against him the said Gerrard ought not to be barred ffor that he Sayth that the plea of the aforesaid Gerrard above in barr pleaded and the matter in the Same Contained is not Sufficient in Law the said James from his ac^on aforesaid against the aforesaid Gerrard to have to be barred And that he thereto hath noe need nor by the Law of the land is bound in any manner to answere and this he is ready to verify, Whereupon and for want of a Sufficient answere in that behalfe the said James demands Judgment & his Damages by occasion of the premisses to him to be adjudged

And the said Gerrard Slye by his said Attorney sayth that the plea of him the aforesaid Gerrard above in barr pleaded and the matter in the same contained is good and Sufficient in Lawe the said James from his action aforesaid against the aforesaid Gerrard to have to be barred for that he the said Gerrard for the secure performance of the writeing Indented aforesaid did make seale & deliver to the said James the writeing obligatory aforementioned in the penalty of One hundred Pounds Sterling Whereupon he prayeth Judgment If the Said James other ac^on against him the said Gerrard then upon the said writeing Obligatory Ought to have &c. And the said James likewise w^{ch} being read heard and argued & by the Justices here fully understood and Dilligently examined It Seemeth to the Same Justices that the Plea aforesaid of the aforesaid Gerrard in manner aforesaid pleaded and the matter therein contained is insufficient in law to debarr the aforesaid James Bowling from haveing his ac^on aforesaid against him the said Gerrard for that the said James his ac^on aforesaid against him the said Gerrard Ought to maintaine And therefore it is considered by the Court here that the said James Bowling Recover against the said Gerrard Slye his Damages by him Sustained by occasion of the premisses but because it is not Knowne to the Court here what damages he hath Sustained by Occasion thereof Itt is therefore

Liber W. C. Comanded the sheriffe of S^t Maryes County that he Cause to come here Twelve good and Lawfull men of his baliwick to Enquire what damages the said James Bowling hath sustained by Occasion of the premisses

On w^{ch} Said Nineteenth day of October in the yeare aforesaid came the Said partyes by their Attorneys aforesaid and the Jurors Impannelled being called likewise came (to wit) Philip Lynes, John Bird. Daniel Clocker, Gilbert Clarke James Cullen, William Nowell, James Bodkin, Thomas Smithson, Henry Exon Richard Benton, William Dent & George Hodgeson Who to Say the truth in the premisses being elected tryed and Sworne Upon their Oathes doe say That the said James Bowling hath Sustained damages by Occasion of the premisses to Thirty Six thousand Six hundred and thirteene pounds of tobacco Therefore Itt is Considered by the Court here that the said James Bowling Recover against the said Gerrard Slye aswell the aforesaid Sume of Thirty Six thousand Six hundred and thirteene pounds of tobacco damages by the Jurors aforesaid in forme aforesaid Assessed As also the Sume of pounds of Tobacco for costs of suite And the Defend^t in mercy &c :

John Bowman	}	Robert Mason late of S ^t Maryes County Other-
ag ^t		wise called Robert Mason was Sumoned to an-
Robert Mason	}	swere unto John Bowman of a plea that he render
		unto him ffoure thousand seaven hundred pounds

of tobacco and Caske w^{ch} he oweth him & unjustly detaineth &c.

And Whereupon the said John by Thomas Burford his Attorney sayth that whereas the said Robert the third day of June 1681 at Newtowne in S^t Maries County by his Certaine bill Obligatory w^{ch} the said John wth the seale of the said Robert Signed bringeth here into Court the date whereof is the same day & yeare Became bound to the said John to pay or Cause to be paid to the said John the said foure thousand & Seaven hundred pounds of tobacco & Caske at or upon the tenth day of October next Ensueing y^e date of the said bill Neverthesse the sd Robert although often required the said foure thousand & seaven hundred pounds of tobacco & Caske to y^e said John hath not rendered but hath hitherto denyed and doth Still denye To the Damage of the Said John of Two thousand pounds of Tobacco and thereof he bringeth his suite &c^a

p. 619 And the said Robert Mason by Kenelm Cheseldyn his Attorney cometh & defendeth the force and Injury when &c^a and Prayeth liberty to Imparle hereunto untill the next Provinciaall Court and it is granted unto him The same day is given to the plantiffe likewise

Now here at this day (to wit) the Seaventeenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq; Doni. 1682 : Came the said John Bowman by his Attorney aforesaid and Offered himself against the said

Robert Mason in the plea aforesaid but the said Robert Mason Liber W. C.
came not but made default Wherefore the Said John Bowman
remaineth against the said Robert Mason thereof wholly unde-
fended: Therefore itt is considered by the Court here that the Said
John Bowman Recover against the Said Robert Mason aswell the
aforesaid Sume of ffoure thousand Seaven hundred pounds of
tobacco Debt as also the Sume of six hundred twenty two pounds
of Tobacco for Costs of suite. And the said Deft in Mercy.

W^m Jameson } **Comand** was given to the sheriffe of Talbot
ag^t } County that he take Richard Royston of Talbott
Richard Royston } County gent. If he should be found in yo^r baliwick
& him safe keepe Soe that he should have his body
before the Justices of the Provinciaall Court here the Second day of
May in the seaventh yeare of the Dominion of the Right hono^{ble}
Charles Lord Baltemore &c Annoq³ Doni: 1682 to answere unto
William Jameson gent in a plea of trespas of the Case

On w^{ch} Said Second day of May in the yeare aforesaid Thomas
Vaughan gent^l then Sheriffe of the County aforesaid made returne
of the writ afores^d that by vertue thereof he had taken the Said
Richard Royston Whose body he had ready as by the Same writ
he was comanded And the said Richard Royston came then by
Robert Carville his Attorney and appeared and Imparled untill next
Provinciaall Court

Now here at this day to wit the Nineteenth day of October in the
Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord
Baltemore &c Annoq³ Doni 1682: Came the said partijes by their At-
torneys aforesaid And the said William James Refuseth to make
any farther prosecution against the Said Richard Royston in the
plea aforesaid **Therefore** itt is Considered by the Court here that
the said William Jameson take nothing by his writ aforesaid but
be in mercy for his false claime therein and that the s^d Richard
Royston goe thereof without day: And that the said Richard
Royston Recover against the Said the said William Jameson the
Sume of Eight hundred ffifty five Pounds of tobacco for his Costs
and Charges by him about his Defence in this behalfe Layd Out
& Expended And the Said Richard Royston may have thereof
Execution

Thomas Claggett } William Hill late of Dorchester County Other-
ag^t } wise called William Hill of Transquakeing River
William Hill } in the County of Dorchester gent^l was Summoned
to Answere unto Thomas Claggett of a plea that p. 620
he Render unto him the full and Just Sume or quantity of Seaven-
teen hundred ffifty three pounds of good Sound M^rchantable
Tobacco and Caske w^{ch} to him he oweth and unjustly detaineth

Liber W. C. And Whereupon the Said Thomas Claggett by Charles Boteler his Attorney complaineth that whereas the said William Hill upon the Eighth day of Aprill in the yeare of Our Lord 1681 by his certaine bill or writeing Obligatory Sealed wth y^e Seale of the Said William and herein Court produced whose date is the day and yeare first above written Did acknowledge himself bound and indebted unto Thomas Claggett of Petuxent River in the County of Calvert in the full and Just sume or quantity of Seaventeene hundred fifty three pounds of good Sound Marchantable Tobacco and Caske Cleare of ground leaves or Trash To be paid unto the said Thomas Claggett his heires Executo^{rs} Adm^{rs} or assignes upon Demand after the tenth of October next Ensueing the date thereof ffor the wch payment well and truly to be made and done the said William Hill did bind himself his heirs Ex^{rs} and Adm^{rs} firmly by these p^sents Yett the Said William Hill though often thereunto required the said Sume of Seaventeene hundred fifty three pounds of tobacco hath not payd unto him the said Thomas Claggett but the same to him to pay hitherto hath and Still doth denye Whereupon the said Thomas Claggett Sayth he is Damnyfied and hath Losse to the vallue of Two thousand five hundred pounds of tobacco And thereupon he brings his suite

And the said William Hill by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court and it is granted unto him the same Day is given to the Plantiffe likewise Now here at this day (to wit) the seaventeenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1682 came the said Thomas Claggett by his Attorney aforesaid and offered himself against the said William Hill in the Plea aforesaid but the said William Hill came not but made default Wherefore the said Thomas remaineth against the said William thereof wholly undefended Itt is therefore considered by the Court here that the said Thomas Claggett Recover against the Said William Hill as well the aforesaid Sume of Seaventeen hundred fifty three pounds of Tobacco debt as also the sume of Six hundred & twelve pounds of tobacco for Costs of suite. and the said Defend^t in Mercy :

The Lord Prop^{ry}

ag^t

Edw^d Pye & Ann his wife

Adm^{rx} of Benjamin Rozer

Esq^{ue} Decd

} Edward Pye late of S^t Maryes County
gentl & Ann his wife Adm^{rx} of the
goods and Chattles w^{ch} were of Benjamin
Rozer of Charles County gentl
who dyed intestate &c. were summoned to
answere unto the Lord Prop^{ry} that now

is of a plea that they render unto him Tenn thousand pounds of Lawfull money of England w^{ch} they from him unjustly detain &c^a

And Whereupon the said Thomas Burford who for the said Lord Prop^{ty} in this behalfe prosecuteth for the said Lord Prop^{ty} sayth That Whereas the said Benjamin in his life time that is to say the third day of June in the yeare of our Lord One thousand six hundsd Seaventy six at the Citty of S^t Maries in S^t Maryes County by his Certaine writeing Obligatory acknowledged himself to be bound unto the Said Lord Prop^{ty} in the said Tenn thousand pounds to be paid unto the Said Lord Prop^{ty} when he should be thereunto required **Neverthelesse** the said Benjamin in his life time and the aforesaid Ann to whome Administration of all and singular the goods & Chattles w^{ch} were of the Said Benjamin at the time of his death by the Said Lord Prop^{ty} after the death of the said Benjamin was Comitted while She was Sole, and the Said Edward and Ann after the marriage betweene them Solemnized although often required the Said Tenn thousand pounds to the said Lord Proprietary have not rendered nor hath either of them rendered but have hitherto denied, And the said Edward and Ann the Same to him the said Lord Prop^{ty} doe still denye & unjustly Detaine Whereupon the said Thomas Burford who as aforesaid for the Said Lord Prop^{ty} in this behalfe Prosecuteth Sayth that the said Lord Proprietary is the worse and hath Damage to the vallue of ffive thousand pounds of Tobacco and this for the said Lord Prop^{ty} he is ready to verify &c And he bringeth here into Court the writeing aforesaid w^{ch} Testifyeth the debt aforesaid in manner aforesaid the date whereof is the day and yeare abovesaid

Liber W. C.

p. 621

And Now here at this day (to wit) the Twelfth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq³ Dominj 1682 Came the said Edward and Ann by Anthony Underwood their Attorney and defended the force and injury when &c. and Say that they cannot denye the ac^{co}n of the said Lord Prop^{ty} aforesaid Nor that the writeing aforesaid is the Deed of the s^d Benjamin nor but that they deteyne from the said Lord Prop^{ty} the Said tenn thousand pounds in manner as the said Attorney who for the said Lord Prop^{ty} in this behalhe hath above for the said Lord Prop^{ty} Declared against them Therefore Itt is Considered that the said Lord Prop^{ty} Recover against the Edward and Ann his Debt aforesaid and his damages by occasion of deteyning of that Debt to the said Lord Prop^{ty} of his Assent by the Court here adjudged of the goods and Chattles w^{ch} were of the said Benjamin at the time of his death in the hands of the said Edward and Ann to be Administred if Soe much thereof they have &c, And if they have not then the damages aforesaid of the proper goods and Chattles of the Said Edward to be leavyed, And nothing of amerceing the said Defendants because they came the first day by Sumons &c:

The aforegoeing Judgment was Confessed in Court by

Liber W. C.

Anthony Underwood Attorney for the defendants the
Day and yeare abovesaid:

W^m Cocks Cl^{ke}

Robert Yeates & W ^m Jones :	} John Edmondson late of the County of Talbot Otherwise called John Ed- mondson of Talbot County Marchant was Sumoned to answere unto Robert
ag ^t	
John Edmondson	

Yeates and William Jones of Bristoll in the Kingdome of England
of a Plea that he Render unto them the full and Just sume of Six
thousand eight hundred twenty foure pounds of good Sound Mar-
chantable Tobacco & Caske w^{ch} to them he oweth and unjustly
Deteineth

p. 622 And Whereupon the Said Robert Yeates and William Jones by
Anthony Underwood their Attorney Sayth that Whereas the Said
John Edmondson the six and twentyeth day of Aprill in the yeare
of Our Lord One thousand Six hundred Eighty one by his certaine
bond or writeing Obligatory Sealed wth the Seale of him the Said
John and here in Court produced Whose date is the day and yeare
aforesaid Did acknowledge himself to be holden and firmly bound
unto the said Robert Yeates & William Jones in the full and
Just Sume of six thousand Eight hundred sixty foure pounds of
good sound Marchantable tobacco & Caske To be paid to the Said
Robert Yeates and W^m Jones or either of them their or either of
their heires Executors Administrat^{rs} or Assignes for payment of
wch the Said John Edmondson did bind himself his heires Ex^{rs}
and Adm^{rs} firmly by those p^rsents Notwithstanding w^{ch} the said
John Edmondson the Said Sume of Six thousand Eight hundred
twenty foure pounds of tobacco according to the Teno^r of the Said
bill or writeing Obligatory hath not payd to the said Robert Yeates
or William Jones or either of them Although often thereunto re-
quired, but the Same to pay hath denied and Still doth denye
Whereupon the said Robert and William say they are damnyfied
and have losse to the vallue of Twelve thousand pounds of Tobacco
And thereupon they bring their Suite

And Now here at this day (to wit) the thirteenth day of October
in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles
Lord Baltemore &c Annoq^d Doni 1682 cometh the said John Edmond-
son by Griffith Jones his Attorney and defendeth the force and
Injury when &c^a and Prayeth the hearing of the said bond and Itt
is read unto him he prayeth the hearing of the Condition of the
Said bond and it is read unto him in these words Viz The Condition
of this Obliga^con is Such That if the above bound Thomas Vaughan
and John Edmondson or Either of them their heires Ex^{rs} Adm^{rs}
doe or shall pay or Cause to be paid unto the above named Robert
Yeates & William Jones or Either of them their heires Ex^{rs} Adm^{rs}

or Assignes the Just sume of three thousand foure hundred pounds of good Sound Marchantable tobacco & Caske Convenient in Chaptanke River in the County of Talbott aforesaid at or before the Tenth day of October next Ensueing the date hereof then this Obligation to be voyd or else to be and remaine in full force Power and vertue Liber W. C.

Which being read and heard the said John Edmondson by his Attorney aforesaid Sayth that he Cannot gainsay the action aforesaid aforesaid of the aforesaid Robert Yeates and William Jones. but that he is indebted unto the Said Robert & William the Said Sume of three thousand foure hundred pounds of Tobacco in the Condition of the Said Bond mentioned and that he Consenteth that Judgment passe against him for the same. Itt is therefore considered by the Court here that the said Robert Yeates & William Jones Recover against the said John Edmondson aswell the aforesaid sume of three thousand foure hundred pounds of tobacco Debt as also the sume of six hundred twenty seaven Pounds of Tobacco for costs of suite And the Defendant in mercy &c^a

Maryland ss: **These** are to Empower and Authorize you Griffith Jones one of the Attorneys of the Provinciaall Court for me in my name to appear and confesse Judgment unto a certaine ac^{on} of debt brought against me in the said Court by Robert Yeates and William Jones for the Sume of three thousand foure hundred and Twelve pounds of tobacco. And for soe doeing this shall be yo^r warrant as Winesse my hand & seale the thirteenth day of October 1682

John Edmondson (sealed)

Robert Yeates & W ^m Jones	} Thomas Vaughan late of the County of Talbott otherwise called Thomas Vaughan of Talbott County gentl was Sumoned to answer unto Robert Yeates and William Jones of the City of Bristoll in the Kingdome of England of a plea that he Render unto them the full and Just Sume of Six thousand Eight hundred Twenty foure pounds of good Sound Marchantable Tobacco and Caske w ^{ch} to them he oweth and unjustly Detaineth &c	p. 623
ag ^t		
Thomas Vaughan		

And Whereupon the said Robert Yeates and William Jones by Anthony Vnderwood their Attorney Sayth that Whereas the said Thomas Vaughan the twenty Sixth day of Aprill in the yeare of Our Lord One thousand six hundred eighty one by his Certaine bond or writeing obligatory Sealed wth the seale of him the said Thomas Vaughan and here in Court produced whose date is the day and yeare abovesaid Did acknowledge himself to be holden and firmly bound unto the Said Robert Yeates and William Jones in the full and Just sume of Six thousand Eight hundred twenty foure

Liber W. C. Pounds of good Sound Marchantable Tobacco and Caske. To be paid to the said Robert Yeates and William Jones or either of them their or Either of their heires Executo^{rs} Adm^{rs} or Assignes for payment of w^{ch} the said Thomas Vaughan did bind himself his heires Ex^{rs} and Adm^{rs} firmly by those presents Notwithstanding w^{ch} the Said Thomas Vaughan the said Summe of Six thousand Eight hundred Twenty foure pounds of tobacco according to the Teno^r of the said bill or writeing obligatory hath not payd to the said Robert Yeates and William Jones or either of them Although often thereunto required but the same to pay hath denyed and still doth denye Whereupon the said Robert Yeates and William Jones Sayth they are damnified and hath losse to the value of Twelve thousand pounds of tobacco and thereupon they bring their Suite &c: and they bring here into Court y^e writeing aforesaid w^{ch} Testifyeth the debt aforesaid the date whereof is the day & yeare above-said:

And **Now** here at this day (to wit) the thirteenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni One thousand Six hundred eighty two Cometh the Said Thomas Vaughan by Robert Carvile his Attorney and prayeth the hearing the writing aforesaid and it is read unto him &c. he likewise prayeth the hearing of the Condition of the same writing and it is read unto him in these words The Condi^{ti}on of this Obliga^{ti}on is Such that if the above bound Thomas Vaughan and John Edmondson or either of them their heires Execut^{rs} or Adm^{rs} doe and shall pay or cause to be payd unto the above named Robert Yeates and William Jones or Either of them their or either of their heires Ex^{rs} Adm^{rs} or Assignes the Just Summe of Three thousand foure hundred and twelve pounds of good sound marchantable Tobacco & Caske Convenient in Chaptanke River in the County of Talbot aforesaid at or before the tenth day of October next Ensueing the date hereof then this Obligation to be voyd or Else to be and Remaine in full force Power & virtue in the Law: w^{ch} being read and heard the said Thomas Vaughan by his Attorney aforesaid sayth that he cannot Gainsay the action aforesaid of the aforesaid Robert Yeates and William Jones But that he is indebted unto the said Robert and William the Said Summe of three thousand foure hundred and twelve pounds of tobacco in the Condition of the Said bond mentioned and that he consenteth that Judgment

p. 624

Maryland ss: **These** are to Empower and Authorize you Robert

Carvile gentl one of the Attornyes of the Provinciaill Court for me and in my name to confesse Judgment to a certaine ac^{tion} of debt brought against me in the said Court by Robert Yeates and William Jones for the Sume of Three thousand foure hundred and Twelve pounds of tobacco. And for yo^r Soe Doeing this Shall be your Sufficient Warrant As witnesse my hand and Seale this thirteenth day of October 1682

Witnesse

Thomas Vaughan (sealed)

Anthony Vnderwood

Griffith Jones } **Memorandum** that att a Provinciaill Court held at
ag^t } the City of St Maryes the Second day of May in
Richard Jones } the Seaventh year of the Dominion of the Right
hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni:
1682 before his Lopps Justices of the same Court came Griffith Jones
of Talbot County one of the Attorneys of this Court in his proper
person and Exhibited to the Court here a certain Transcript of the
Record of Talbot County Court in a Cause late there depending
betweene Richard Jones p^{lt} and the said Griffith Jones deft in a plea
of Trespasse upon the Case and the Teno^r of w^{ch} Record followeth
in these words Viz

Att a Court held for Talbott County by his Lopps Comiss^{rs}
and Justices of the peace this 21th day of march in the
Seaventh year of his Lo^{p^{ps}} Dominion &c Annoq^{ue} Doni: 168¹/₂

Present	{	Majo ^r William Coursey	{	Cap ^t William Hemsley	}
		Coff Philemon Lloyd		M ^r James Murphey	
		M ^r Edward Mann		M ^r George Robotham	
		Majo ^r Peter Sayer			

Comiss^{rs}

Richard Jones p^{lt} } **Charles** absolute Lord and Prop^{ry} of the Prov-
Griffith Jones Deft: } inces of Maryland and Avalon Lord Baron
of Baltemore &c To the Sheriffe of Talbot
County greeting Wee Comand you to Sumons the personall appeare-
ance of Griffith Jones Soe that he be and appeare before our Jus-
tices of our next Court to be held for Talbott County the third
Tuesday in January next to answeare unto Richard Jones in a plea
of Trespasse upon the Case ffaile you not hereof at yo^r perill and have
you there this precept And for soe doeing this Shall be your war-
rant **Witnesse** Majo^r William Coursey Cheife Justice of our Said
Court and Seale of Talbott County this Sixteenth day of November
in the Sixth year of Our Dominion &c Annoq^{ue} Doni 168¹/₂
Talbott ss:

Griffith Jones gentl one of the Attorneys of
this Court was sumoned to answeare unto Rich-
ard Jones of a plea that he render unto the } Thomas Impey C^{lke}
Said Richard Divers goods & M^rchandizes w^{ch} }
to him he oweth and unjustly Detaineth &c }

Liber W. C. And Whereupon the said Richard Jones by James Coursey his Attorney Complaineth that on or about the Ninth day of November 1680 att the Speciall instance and request of the said Griffith Jones in Considera^{ti}on that the Said Richard Jones would lend and
 p. 625 pay unto the Said Griffith the Sume of ffoure thousand three hundred eighty two pounds of Tobacco the Said Griffith did Assume upon himself and to him the Said Richard did then faithfully promise that he the said Griffith would take up buy and deliver to the Said Richard Two hatts and Shooes, Two thousand of Eight penny Nayles, One peice of Darke colloured Searge, One piece of Dimity, half a dozen paire of Stockins foure mens and two womens, One peice of blew Linning, Twelve Ells of Dowlas, Twelve Ells of Canvis, three Ells of holland, One paire of mens gloves One pound of gunpowder and twenty pounds of Shott within convenient time after the Said ninth day of November, And he the Said Richard in fact Sayth that he the said Richard trusting to the promise and Assumption aforesaid of the said Griffith did Lend and deliver the aforesaid ffoure thousand three hundred Eighty two pounds of Tobacco to the said Griffith Jones, Yett the aforesaid Griffith Jones his promise and Assumption aforesaid Little regarding but plotting and fraudulently intending the aforesaid Richard in that behalfe to deceive and defraude the aforesaid Griffith the Said goods & Marchandizes or any part thereof nor any of them hath not paid to the Said Richard Nor in any wise for the Same hitherto given any Satisfaction Whereupon the Said Richard Sayes that he is Damnified and hath damage to the Vallue of Eight thousand Pounds of Tobacco And thereupon he brings his Suite

Coursye p quer:

Johanes Doe	}pledg. de psec
Richd Roe	

Goods to be taken up for M ^r Richard Jones of Chester	
Imp ^{rs} Two hatts and shooes	} 1 peice of blew Linnen . . . 12 Ells of Dowlas 12 Ells of Canvis 3 Ells of holland 1 p ^r of gloves 1 th gunpowd ^r 20 th shott . . .
Item: 2000 of 8 ^d Nailles	
Item: 1 peice of darke col- loured serge	
Item one peice of Dimity	
½ a doz paire of Stockins 4 men 2 womens	

The above perticulars wee the Subscribers doe promise to be answerable for & to pcure the Seaverall goods or Others to the Conveniency of the Said Richard Jones within convenient time
 Witness our names Subscribed the Ninth day of November 1680:

William Morgan
 Griffith Jones:

March y^e 20th 1681

Received then of M^r Richard Jones upon the account of
 W^m Morgan and my Self upon the account of a Servant

Woman to him Sold and other goods and Marchandizes
by us to be delivered to the said Richard Jones the quantity
of ffoure thousand three hundred Eighty two pounds of
Tobacco

Liber W. C.

I say reed by me Griff: Jones:

Mr Griffith Jones Dr	ti Tob:	p Contra Cr	ti Tob:
To tenn hogsh ^{ds} of tobacco	} 4382	To a woman servant....	2400
Weighing Nett		To a Castor hatt.....	200
Debt: 4382		To two paire of Shoes..	070
Cr: 3582		To 20 ^{li} of Shott.....	060
		To 1 ^{li} of powder.....	012
Bal: 800:		To a suite of Cloathes...	400
		To a Gowne.....	250
		To 4000 of Nails.....	190
			<hr/> 3582

March 21th 168 $\frac{1}{2}$

Mr Richard Jones made Oath in Open Court that there is due to
him upon the ballance of the aforesaid account the sume of Eight
hundred pounds of Tobacco.

Test. Thomas Impey C^lke

Talbott ss: Griffith Jones Deft }
Richard Jones: plt } In abatement

p. 626

And the said defend^t in his owne prop person comes and defends
the force and injury when &c and for plea Sayth that he this deft
being an Attorney in this Court is not according to the Law
custome and Priviledges of Attorneys used and accustomed bound
to answer to the Said plantiffe by any writt Originall or processe
issued out against him this deft and therefore Prayes Judgment
and that the said p^lts writt may abate

Jones:

Griffith Jones deft }
Richard Jones plt } Demurrer

And the said Griffith in his owne proper person Comes and
Defends the force & injury when &c. Sayth that the said Richard
his said ac^on against him ought not to have because he sayth that
the Declara^on of the Said Richard & the matter in the Same con-
tained is not Sufficient in Law for to maintaine the ac^on afore-
said against him this deft And that he to the Same Declaration
in manner and forme aforesaid Needeth not nor by the Law of the
Land is bound to answer And to the same Declaration Demurreth
in Lawe, & for the reasons therefore according to the forme of the
Statute in that case made and provided he Sheweth as followeth
(first) Itt is said Griffith Jones was Sumoned to answer to
Richard Jones Whereas it is not ascertained whether it be Richard

Liber W. C. Jones Sen^r or Richard Jones Jun^r And that cannot be holpen or amendment made by Averrment Intendment or arguement but all Originalls ought to be certaine and the Defend^t not bound to answer any other or more matter then is Contained in the writ

(Secondly.) There is Erro^r and Variance between the writ and Declaration ffor the writt is to Sumons Griffith Jones and the Declaration is Griffith Jones gent^l One of the Attorneys of the Court was Sumoned to answer Richard Jones w^{ch} cannot in law be taken for one and the Same person

(Thirdly.) Itt is sayd Griffith Jones was Sumoned to answer unto Richard Jones in a plea that he Render unto him divers goods and Marchandizes w^{ch} to him he oweth and unjustly detaineth w^{ch} is debt and must be und^r hand and seale by bill by him the said Griffith Executed Whereas in the Declaracon he Declares upon a promise and therefore ought to have Declared in an action upon the Case.

(ffourthly) Itt is said in the writt Sumons Griffith Jones to answer Richard Jones in a plea of Trespasse upon the Case And saith in the Declaracon Griffith Jones gent^l one of the Attorneys of this Court was Sumoned to answer Richard Jones of a plea that he rend^r to the Said Richard divers Divers goods and Marchandizes w^{ch} to him he oweth and injustly detaineth, w^{ch} is not warranted by his writ Upon wch his Declaration Ought to be grounded

(ffifthly) There is noe Demand Layd and averred wthout wch there could be, Nor had there bin any Cause of action w^{ch} is Erro^r and Contrary to the law in such Cases made and Provided, All w^{ch} he is ready to averr and therefore Demands Judgment of the said Declaracon and if the aforesaid Richard his said accon against him this Defendant can maintaine

Jones :

Itt is Considered by the Court that the Plea in Abatement and Demurrer be over Ruled And have Ordered that Griffith Jones pay unto Richard Jones Eight hundred pounds of tobacco with Costs of Suite.

The Deft Griffith Jones Craves an Appeale the next Provinciaall Court wch is granted he giving Security as in the Law in that case is provided

Security given in Court

Vera Cop^r p Thomas Impey C^lke

p. 627 And the said Richard Jones by Thomas Burford his Attorney cometh and defendeth the force and Injury when &c and prayeth liberty to Imparle hereunto untill next Prov^{all} Court and Itt is granted unto him the Same day is given to the said Griffith Jones likewise

Now here at this day (to wit) the Eighteenth day of October in the Seaventh yeare of the Dominion of the Rth hono^{ble} Charles Lord Baltemore &c^a Annoq̄ Doni 1682 Came the Said Griffith Jones in his proper person and the Said Richard Jones by Thomas Burford his Attorney And the Said Griffith according to the Act of Assembly in that Case made and provided Entituled an Act for appeales and Regulateing writts of Erro^r Offereth to the Court here for Cause and reason of his the Said Griffiths appealeing from the Judgment of the said County Court of Talbot County aforesaid ffor that the Record and proceedings before recited are manifestly erroneous as followeth

(First) Itt is manifestly Erroneous in that there is Variance betweene the writ & Declaracon for that the writ Sayth That you Sumons the personall appearance of Griffith Jones Soe that he be and appeare before Our Justices of our next Court to be held for Talbot County the third Tuesday in January next to answe unto Richard Jones in a plea of Trespasse upon the Case And the Declaration sayth Griffith Jones gentl one of the Attorneys of this Court was Sumoned to answe Richard Jones of a plea that he render to the Said Richard Divers goods and Marchandizes w^{ch} to him he oweth and unjustly detaineth Soe that the writ doth not Warrant the Declaracon aforesaid w^{ch} is Erro^r:

(Secondly) The Said Richard Jones in and by his said Declaracon Sayth that the said Richard Jones is Sued for divers goods and Marchandizes w^{ch} to him he oweth & unjustly Detaineth and Declared upon an Assumpsitt w^{ch} is Certainly Erro^r

(Thirdly) Itt appeareth by the Record and proceedings aforesaid that the said Griffith Jones did file his Demurrer to the Declaration of the said Richard, but it doth not appeare that the Said Richard did Joyne in the said Demurrer without w^{ch} the Law Could not give Judgment it being Coram non Judice w^{ch} is Error

(Fourthly) Itt appeares by the Record and Proceedings aforesaid that the Court gave Judgment against the said Griffith upon the Overruleing his sd Demurrer Whereas he ought to have Liberty given him to put in a New plea that the Merritts of the Cause might have been heard w^{ch} is Erro^r

And thereupon the said Griffith Jones Sayth that in the Record and Processe aforesaid there is manifest Error And for the Reasons aforesaid and others therein contained he prayeth that y^e proceedings aforesaid & Judgment thereupon may be Quashed Reversed adnulled & made Voyd and that he unto all things w^{ch} by Occasion thereof he half sustained may be restored

And the said Richard Jones by his said Attorney Sayth that in the Record & processe aforesaid & also in the Rendering the Judgment aforesaid Itt is in nothing Erred And Prayeth that this Court will proceed aswell to the hearing and Examination of the Record

Liber W. C. pcesse proceedings and Judgm^t aforesaid as of the aforesaid Causes and Reasons by the aforesaid Plt for Erro^{rs} Assigned And the said p^lt likewise

p. 628 W^{ch} being Read heard and argued and by the Justices here fully understood and Dilligently Examined Itt seemeth to the same Justices that in the Record and Processe aforesaid and also in the Rendering the Judgment aforesaid Itt is manifestly Erred Itt is therefore Considered by the Court here that the Judgm^t aforesaid for the Errors in the Record Processe and Proceedings aforesaid be Revoked Adnulled and altogether held for nothing and that the Said Griffith Jones unto all things wch by Occasion thereof he hath lost be Restored And that the Said Griffith Jones Recover against the Said Richard Jones the sume of ffourteene hundred and eight pounds of tobacco for his Cost and Charges by him in this behalfe Laid Out and Expended :

Edward Pynne	}	John James late of Caecill Coroner was sumoned
ag ^t		to answere unto Edward Pynne in a plea that he
John James		render unto him his reasonable account for the time he was the Receiver of the Tobaccoes of him the

Said Edward to the use of him the said Edward w^{ch} to him to Render he ought &c

And Whereupon the said Edward by Kenelm Cheseldyn his Attorney sayth that Whereas the said John James the tenth day of ffebruary in the fifth yeare of the Dominion of Charles &c and in the yeare of our Lord 1679 in Cecill County aforesaid had been Receiver of the Tobaccoes of him the said Edward to the use of him the said Edward, And then and there by vertue of a certaine writ of Capias ad satisfaciendum Issueing out of the Court here against one Jonathan Sybrey at the suite of the said Edward Pynne had Received of the Tobaccoes of him the said Edward by the Proper hands of Jonathan Sybrey of the County aforesaid the sume of Tenn thousand six hundred Eighty and foure pounds of Tobacco to Render a reasonable account thereof to the said Edward when thereunto required Neverthesse the said John James though often thereunto required his reasonable account aforesaid of the tobaccoes aforesaid to him the said Edward hath not yett rendered but the same to him to Rend^r hath hitherto denyed and still denyes to the Damage of him the said Edward Twenty thousand pounds of Tobacco & thereupon he bringeth his suite

And the said John James by Charles Boteler his Attorney Cometh and defendeth the force and in jury when &c. and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him the same day is given to the p^lt also :

Att w^{ch} said next Provinciaall Court to wit the second day of March Annoq^{ue} Doni 1681 Came the said parties by their Attorneys

aforesaid & the said John James by his said Attorney sayth that he was never the Receiver of the aforesaid Plantiffe by the hands of the aforesaid Jonathan Sybrey to Render an account thereof to the said Edward in Manner and forme as the said Edward above against him hath Declared and of this he putts himselfe upon the Country and the pth also Itt is therefore comanded the Sheriffe of S^t Maryes County that he Cause to come here twelve &c by whome &c & who neither &c. to Recognize &c because aswell &c.

Liber W. C.

p. 629

On w^{ch} Said Second day of March in the yeare aforesaid Came the said partyes by their Attorneys aforesaid, and the Juro^{rs} Impannelled being Called likewise came to wit John Bearcroft, Joshua Guibert John Watson Thomas Bowdle. John Hollands Richard Smith Robert Graham, John Addison, James Ellis, John Stone, William Guither & Thomas Courtney Who being Elected tryed and Sworne to Say the truth in the Premisses Upon their Oathes doe Say that the said John James was the receiver of the aforesaid Edward Pynn by the hands of the Said Jonathan Sibrey to Render an account thereof unto the Said Edward in manner and forme as the Said Edward above against him hath Declared And hereupon James ffrisby and Joseph Hopkins of Cecill County aforesaid gentl are Assigned Auditor^s by the Court here to Audite State and Examine the Said Account Soe as they make their Report thereof to the Justices of this Court at the next Provinciaall Court And thereupon a Comission Issued to the said James ffrisby and Joseph Hopkins directed w^{ch} followeth in these words:

Charles absolute Lord and Prop^{ry} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c to James ffrisby and Joseph Hopkins of Cecill County in Our Said Province of Maryland gentl greeting Whereas John James late of Cecill County. gentl was Sumoned to answere unto Edward Pynn of a plea that he Rend^r unto him his Reasonable account for the time he was the Receiver of the tobaccoes of him the said Edward to the use of him the Said Edward w^{ch} to him to Render he ought And for that the Said partyes have proceeded in Our Provinciaall Court of and upon the premisses Soe farr that Judgment is by the Justices of Our Said Court awarded that the said John James Ought to Account wth the said Edward Pynne for the time that he was receiver of the tobaccoes of him the said Edward to the use of him the Said Edward Amounting to the Sume of Tenn thousand Six hundred Eighty and foure pounds of tobacco Wee doe therefore hereby Authorize & appoint you the said James ffrisby and Joseph Hopkins to Audite State and examine the Account of the Said John James to the said Edward Pynne for the Sume aforesaid and to the end aforesaid, And that you meet at Such time and Place when and as often as you shall thinke Convenient for the auditeing Stateing and Examineing the Same, And that the Said John James doe

Liber W. C. then and there attend you from time to time by you to be appointed as aforesaid untill his said account be by you audited Stated and examined as aforesaid, and for the more Effectual discovery of the truth of the premisses You are hereby further appointed and Empowered to Administer Oath or Oathes to any Witsnesse or wit-
 p. 630 nesses that shall be produced before you by either of the Said parties, And that the Said accounts after mature Deleberation thereupon had and when the Same is by you Audited Stated and Examined as aforesaid that you the said Auditors make Report thereof to our Justices of Our Provinciall Court to be held at our City of St Maryes the Six and twentyeth day of September next under your hands & seales And for yo^r proceedings herein this Shall be your sufficient warrant Witsnesse Our Self the third day of July in the Seaventh yeare of our Dominion &c Annoq̃ Doni 1682. w^{ch} Said Provinciall Court w^{ch} on the Said Six and twentyeth day of September was to be holden as aforesaid was by his Lopps writt of Adjourned adjourned untill the the tenth day of October then next ensuing

And Now here at this day to wit the Eighteenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Anno Doni 1682 Came the Said parties by their Attorneys aforesaid and the Said James ffrisby and Joseph Hopkins made returne to Court here of the Comission aforesaid by a Report thereon Endorsed under the hands & Seales of them the said James ffrisby and Jonathan Hopkins w^{ch} followeth in these words Viz

These are to Informe the hono^{ble} the Justices of the Provinciall Court that M^r John James doth Confesse that he hath not paid of the within mentioned Sume of Tenn thousand six hundred Eighty and foure pounds of tobacco Noe part nor parcell before us this Second day of October 1682

James Frisby (sealed)

Joseph Hopkins (sealed)

Which being read and heard Itt is Considered by the Court here that the the aforesaid Edward Pynne Recover against the aforesaid John James Aswell the aforesaid Sume of Tenn thousand Six hundred eighty and four pounds of Tobacco the debt aforesaid as also the Sume of Eight hundred ninety five pounds of tobacco for costs of suite And the said Deft in mercy &c.

Wee doe hereby Readmitt John Blomfeild to the Office of Cryer of Our Provinciall Court and to have and receive Such ffees as are Incident thereunto dureing Our pleasure to the Contrary Given under our hand at Mattupany Sewall the Ninth of October in the Seaventh yeare of our Dominion &c. Annoq̃ Doni: 1682
 To our Justices of our
 Provinciall Court C. Baltimore

To the hono^{ble} Justices of the Prov^{all} Court The Liber W. C.
Sheweth humble peticon of George Hodgeson

That yo^r Peti^{con}er is very much injured to his great losse & detriment aswell by one Thomas Marshall (in his owne right pretended) as also that he is Adm^r of Samuel Raspin decd, And further by the illegall proceedings against yo^r Peti^{con}er aswell in the County Court of Charles County as by the Sheriffe of the Same County, That your Peti^{con}er hath illegally & unjustly been Imprisoned and his meanes and Medicines Illegally taken from him whereby he hath been incapable of his practice for want of the Same to his utter Ruine That he is not bona fide worth the Vallue of five pounds Sterling within this Province besides the matters in Difference p. 631

Humbly prayes admittance in forma pauperis and that Councill be assigned him in the premisses

And he Shall pray:

W^{ch} Peti^{con} being read and heard Itt is Ordered by the Court here this day to wit the Nineteenth day of October in the Seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq Doni 1682 that the Said George Hodgeson be and is hereby admitted to Sue in forma Pauperis, And Kenelm Cheseldyne gentl one of the Attorneys of this Court is hereby assigned his Councill:

October y^e 19th 1682

Allowed to Symon Hobbard for comeing goeing and attendance to testify for Walter Davis at the suite of Henry Mitchell in all fourteen dayes at thirty pounds of tobacco p day the Sume of ffoure hundred and twenty pounds of tobacco

Eodem Die

Allowed to Olive Smith for comeing goeing and attendance to testify for Anthony Dawson against James Peterkin in all tenn dayes at thirty pounds of tobacco p day the Sume of three hundred pounds of Tobacco:

Eod: Die

Allowed to Thomas Pattison for Comeing goeing and attendance to Testify for Anthony Dawson pⁿ against James Pattison deft in all tenn dayes at thirty pounds of tobacco p day the Sume of three hundred Pounds of tobacco:

October the 12th 1682

Then was Colon^{ll} William Burges Sworne one of the Justices of the Provincia^{ll} Court and he tooke his place in Court accordingly

Liber W. C. October the 13th 1682

M^r Thomas Burford Attorney generall moves the Court that noe Execution may Issue out of this Court against Thomas Vaughan of Talbot County untill the bond past by him to his Lopp the Lord Prop^{ry} be first paid and satisfyed. and It is granted by the Court here pursuant to the Act of Assembly for that purpose made and Provided

October 17th 1682

Allowed to William Ramsey of Ann Arrundell County for coming goeing and attendance to testify for George Thompson at the Suite of Andrew Abington in all Twelve dayes at thirty pounds of Tobacco p day the Sume of three hundred and Sixty pounds of tobacco

George Thompson gent^l one of the Attorneys of this Court disturbing the Chancello^r in givinge the charge to the Jury in the Cause betweene Ralph Shaw p^lt and Philip Lynes Deft is Ordered to depart the Court and not to Returne againe Dureing the time the said Charge is in givinge w^{ch} he Did accordingly

p. 632 October the 19th 1682

Ordered by the Court that those persons that Suffer Nonsuites in this Court against any person or persons whatsoever shall be allowed and paid them by that person that Suffers the Said Nonsuite to be taxed in the bill of Cost If the pty that Obtaines the Said Nonsuite dwell in s^t Maryes County or Calvert County the Sume of One hundred and fifty pounds of tobacco, and if in any other County of this Province the sume of Three hundred pounds of Tobacco for every Such Nonsuite

Thomas Parker	}	By consent of the Attorneys on both sides this Cause is continued untill the next Provinciall Court
ag ^t James Clayland		

Henry Brent & Ann his wife	}	This accon abates the deft being dead:
Ex ^r of Baker Brooke Esq ^r decd		
ag ^t James Stavely		

Henry Johnson	}	The Cl ^k e of the County Court of Calvert County not havinge returned the Whole proceedings the said Court in this Cause Itt is Ordered that a writ of Diminution issue directed to the Comissioners of the said County Court requiringe them to transmit to ye next Pro-
ag ^t Samuel Allen		

vinciall Court the whole proceedings of the Said County Court in Liber W. C.
this Cause.

Henry Parker ag ^t	}	The Defendants this Court by Nicholas Painter their Attorney appeare and Imparle untill next Provinciaall Court
John Richardson & ux Adm ^r Henry Bradley		
W ^m Sparkes Lessee of Henry Hardy ag ^t	}	Comand was given to the Sheriffe of Charles County that whereas at a Provin- ciall Court held at the Citty of S ^t Maryes the Eighteenth Day of ffebruary Anno Doni 1680 before the Justices of the same Court
Philip Lynes		

in an action of Ejectment then and there Depending between Wil-
liam Sparkes Lessee of Henry Hardy p^lt and Philip Lynes deft
Itt was Considered by Our Said Justices that the Said William
Sparkes Lessee as aforesaid Recover against the said Philip Lynes
his terme Yett to come and unexpired of and in One messuage of
One hundred and fifty Acres of Land lyeing in Charles County
aforesaid Called Hardyes Purchase lately in the tenure & occupation
of Thomas Peirse decd w^{ch} the Said Henry Hardy to him the said
Sparkes Demised for a terme w^{ch} is not yet past & likewise the
Sume of Nine thousand One hundred sixty and Seaven pounds of
tobacco for his Costs of suite by him the said William Sparkes in
that behalfe Layd out and Expended Itt was therefore comanded
the said Sheriffe that of the goods and Chattles of the Said Philip
Lynes If they should be found in his baliwick he should Cause to
be made the aforesaid Sume of Nine thousand One hundred Sixty
and seaven pounds of tobacco: and When he had the same Soe
made as aforesaid or any Part thereof the same in his Custody to p. 633
keepe Soe that he Should have the Same here the Six and twentyeth
day of September in the Seaventh yeare of the Dominion of the
Right hono^{ble} Charles Lord Baltemore &c Annoq³ Doni 1682 to
render unto the Said William Sparkes On w^{ch} Said Six & Twentyeth
day of September in the yeare aforesaid Collonel William Chandler
Sheriffe of the County aforesaid made returne of the writ afore-
said that by vertue thereof he hath made of the goods and Chattles
of the Said Philip Lynes the Sume of Nine thousand One hundred
Sixty and Seaven pounds of tobacco

Timothy Parker & Comp ^a ag ^t	}	The p ^l ts this Court filed their bill against the deft he being an Attorney of this Court & the deft in his prop pson ap- peares & imparles untill next Court
George Thompson gent ^l		

To M^r Robert Carvile One of the Attorneys belonging to his
Lopps Provinciaall Court in the Province of Maryland

Liber W. C. Pray appeare for me Nicholas Nicholson of Ann Arrundell County Marchant and Hester my now wife the Relict and Adminis-
tratrix of the goods Chattles rights Debts and Creditts of William
Gough late of Ann Arrundell County Marchant deceased this present
Provinciall Court being the Eight & twentyeth Day of this present
Month of ffebruary Anno Doni 1681 at the suite of George Gos-
fright of London Marchant and file Comon bayle at his suite and
upon a Declaration of Three hundred sixty three pounds Nineteen
shillings & eight pence halfe penny being the ballance of accompts
between the said George Gosfright & the said William Gough to be
put in against us at the suite of the said George Gosfright pray
confess the same by Non sum informatus or otherwise as you
shall thinke fit Soe that Judgment may be Entered thereupon against
the Real estate of the said William Gough And for soe doeing
this Our hands and seales shall be your sufficient Warrant Dated
the fifteenth day of ffebruary Annoq Doni 1681

Nicholas Nicholson (sealed)
signum

Signed sealed & delivered Hester X Nicholson (sealed)
in the presence of us W^m Goodman
George Mar :

George Thompson Craves entry of the ffollowing Deposition

Thomas Simpson aged sixty six yeares or thereabouts Sworne
& examined in open Court Sayth that when M^r Jackson lived at
the Chancello^s Creeke w^{ch} is about two & thirty yeares agoe they
comeing over the Land comonly knowne by the name of Scretton
or Massons, he told this Deponent that the ffresh that ffalls into
Chesepeak bay that makes the ponds by Turkeyneck was called
Jacksons ffresh, And further saith that he knew one Cap^t Brockos
an Indian that Lived on the said Runn side in the woods. and from
thence it was afterwards Called by the name of the Indian Quarter
Runn In the Provinciall Court the sixteenth day of October 1682
the said Deposition was taken in open Court in the Case of Read vrs
Peale ats Abington Vers: Thompson as witnesse my hand

Tho: Simpson
Sworne in Court W^m Cocks Clke

p. 634 **His Lopp The Right hono^{ble} The Lord Prop^{ry} of this of this
Province Sendeth to his Justices of his Provinciall Court his
writt of Adjournment of the said Court The Teno^r whereof Fol-
loweth in these words: Viz**

Charles Absolute Lord and Prop^{ry} of the Provinces of Mary-
land and Avalon Lord Baron of Baltemore &c: To our Justices of
our Provinciall Court Assigned greeting Whereas for certaine
Causes us moveing Wee have ordained that all pleas writts bills

process and other precepts and things whatsoever which before us the thirteenth day of february next Ensueing will remaine aswell in Law as equity Undetermined in our said Provinciaall Court Ought to be pleaded returned, untill the seaven and Twentyeth day of March then next following att our said Provinciaall court at s^t Maryes aforesaid are Adjourned to be heard & Tryed Wee therefore comand you that all pleas writts bills precepts and other process whatsoever Either in Law or Equity w^{ch} before us at s^t Maryes aforesaid on the said thirteenth day of february aforesaid Ought to have been pleaded returned depending undetermined or in the meane time should have had dayes untill the said thirteenth day of february without delay you Adjourne or Cause to be Adjourned, And to the partyes in the same pleas writts bills p^rcepts and other process & other things whatsoever either in Law or Equity thereupon yo^u prefix the said seaven and twentyeth day of March More-over commanding all Sheriffes Officers & Other Ministers whatsoever of our said Province of Maryland that every one of them in their Custody detayne all and singular the writts bills process & precepts or other things whatsoever Either in Law or equity w^{ch} before us the said thirteenth day of february should have been returned and them at our said Provinciaall Court at s^t Maryes aforesaid on the said Seaven and Twentyeth day of March you Cause to be returned Soe that on the same seaven and twentyeth day of March upon the same writts bills process & precepts or other things whatsoever to you returned you proceed and make the process thereupon as if the said writts bills Process and precepts and other the premises on the said Thirteenth day of february wthout any adjournment were

Witness Our self at Our City of s^t Maryes the three & Twentyeth Day of January in the Eighty yeare of Our Dominion &c Annoq Doni 1862

His Lopp sendeth also his other writts to the Seaverall and Respective Sheriffes of this Province the Teno^r whereof followeth Viz:

Charles &c:

To the sheriffes of s^t Maryes Kent Ann Arundell, Calvert Charles Baltmore, Talbot Somerset Dorchester and Cecill Countyes in our said Province of Maryland Greeting Wee comand yo^u that all and singular our writts and precepts to you delivered and before us the thirteenth day of feb^{ry} next Ensueing by you to be returned you Detaine in yo^r hands untill the Seaven & twentieth Day of March then next following at tenn of the Clock: and that you have them before us att our Provinciaall Court at our City of s^t Maryes on the said seaven and Twentyeth day of March with the returnes and Executions of the same that wee may further proceed to y^e psecution of the partyes in the same writts as of right wee shall thinke fitt to be done in that behalfe And hereof you are to make Proclama-

Liber W. C. tion that all persons concerned may keep their day on the said seaven and twentyeth day of March next at the houre aforesaid at St Maries aforesaid **Witness** Our Self at Our Citty of s^t Maryes the three & twentyeth Day of January in the Eighth year of Our Dominion Over our said Provinces &c^a Annoq^{ue} Doni. One Thousand six hundred Eighty two

p. 635 **Which** said Provinciall Court w^{ch} on the said Seaven and twentyeth day of March was to be held as aforesaid was on the said seaven and twentyeth day of March by his said Loppes other writts of Adjournment Adjourned in manner aforesaid untill the Eight and Twentyeth day of the same March :

Att a Provinciall Court Held att The Citty of St Maryes the Eight and twentyeth Day of March in the Eighth year of the Dominion of the **Right Hono^{ble} Charles Lord Baltemore &c^a Anno Doni 1683** And there Continued untill the third day of March then next following On w^{ch} said Third day of March were p^rsent

The Right Hono^{ble} The Lord Prop^{ty}:

The Hono^{ble}	{	Vincent Lowe Esq ^r Surveyo ^r : Generall
		Henry Darnall Esq ^r
		William Digges Esq ^r
		William Burges Esq ^r

W^m Cocks Cl^{ke}

Then his Lopp the Lord Prop^{ty} delivered into Court the Comission for the Cheife Justice, and Justices of the Same Court and comanded the same to be Read & it was read and is as followeth Viz
C: Baltemore (signed)

Charles Absolute Lord and Prop^{ty} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c To all and singular our sheriffes & Cheife Officers & all Others of our Province of Maryland aforesaid **Greeting Whereas** aswell for our Owne Conservation as for the Conservation of the peace and Tranquillity of Our said Province, and to the end that Justice and equity may be duely and Impartially Administred to all and every person and persons bodyes politick and corporate of and within our Province of Maryland aforesaid Wee have Constituted Assigned and appointed and Doe hereby constitute Assigne and appoint Our trusty & wel-beloved Councello^r Henry Coursey Esq^r to be Our Cheife Justice of our Provinciall Court of our said Province of Maryland durement our pleasure Aswell for the holding of all pleas touching and relating unto the Conservacon of us and the Conservacon of the peace of Our said Province as for the holding of pleas touching our

p. 636 [Rights] and Revenues and for comon Pleas and likewise for the Determeining of all matters of Equity for which any releife is shall or may be Justly or reasonably desired in Our said Court, And Whereas wee have Likewise Constituted Assigned and ap-

pointed, & Doe by these p^rsents Constitute Assigne and appoint Our trusty and welbeloved Councello^r Coff Thomas Tailler, Our trusty and welbeloved Coff Vincent Lowe Esq^r Surveyo^r Gener^l of Our said Province of Maryland, Our trusty and well-Beloved Councello^r Henry Darnall Esq^r Our Trusty and well beloved Councello^r William Digges Esq^r Our trusty and well beloved William Steevens Esq^r Our Trusty and well beloved William Burges Esq^r Councello^{rs} and our trusty and well beloved Thomas Truman Esq^r to be Justices of Our said Court for the holding the pleas aforesaid and for Determining of matters of Equity aforesaid Dureing Our Pleasure, Willing and by these presents Assigning and constituteing and appointing that our said Cheife Justice and our said Justices or any foure or more of them (of which Our said trusty and welbeloved Councello^{rs} Henry Coursey Esq^r Thomas Tailler Esq^r Vincent Lowe Esq^r or one of them Alwayes to be one) shall be a sufficient Court for the Determining the pleas and matters of Equity aforesaid **Wee Doe** hereby require and Comand you and every of you in and upon y^e ffaith and fidelity which you owe and in which you stand bound and holden unto us firmly Enjoyning that in all things touching the Office and Offices of Justice and Justices aforesaid and to the Conservation of us our Peace and the peace of our said Province you be fully and wholly obedient and Assisting unto our said Cheife Justice & Justices Respectively **Witness** our Self at our City of S^t Maryes the Eight & Twentyeth Day of March in the Eighth yeare of our Dominion over our said Province of Maryland &^{ca} Annoq^{ue} Doni One Thousand Six hundred Eighty Three.

March y^e 28th 1683:

Then was Major Thomas Truman Sworne one of the Justices of the Provinciaall Court: and tooke his place in Court accordingly:

Eod: Die:

Was. William Cocks sworne Clerk of the said Court according to the usuall oath of Clerk of the Provinciaall Court:

March y^e 29th 1683

Ordered by the Court that the Attorneys of this Court for the future, shall for every Deft they appeare for, Enter their appearance with the Clerke of this Court in the Morning of the first day of every Provinciaall Court before the Court sitts or pay for a ffyne to the Right hono^{ble} the Lord Prop^{ry} for every Default thereof the Sume of One Thousand pounds of Tobacco without Sufficient reason showne to the Contrary:

Eod Die:

W^m Smithson Sheriffe of Dorchester County not haveing re-

Liber W. C. turned his writt the first Day of this Court and having been seaverall times Called in Court to make returne thereof and not appearing, he is ffyned unto his Lopp the Lord Proprietary the sume of Two thousand pounds of Tobacco According to an ord^r of this Court in that Case made and Provided:

p. 637 Mareen Duvall } Thomas Bowdle late of Talbott County Planter
 ag^t } was Sumoned to answer unto Mareen Duvall
 Thomas Bowdle: } Planter of a plea that he keepe with him the
 Covenant between them made according to the
 force forme and effect of Certain Indentures thereof betweene them
 made.

And Whereupon the said Mareen Duvall by George Parker his Attorney sayth That Whereas the aforesaid Thomas Bowdle by a certaine Indenture made the twentyeth Day of March in the second yeare of the Dominion of the Right Hono^{ble} Charles Absolute Lord and Prop^{ry} of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c^a and in the yeare of Our Lord God 1677 **Between** the aforesaid Thomas Bowdle by the name of Thomas Bowdle of Talbott County in the Province of Maryland Planter of the one part, and the said Mareene Duvall by the Name of Mareene Duvall by the name of Mareene Duvall of Ann Arrundell County in the said Province of Maryland Planter of the other part, Which said Indenture with the seale of the said Thomas Bowdle Signed the said Thomas Bowdle here in Court sheweth forth the Date whereof is the same Day and yeare first abovenamed Itt is witnessed that the aforesaid Thomas Bowdle ffor and in Consideration of the full sume and Just Quantity of ffoure thousand pounds of good sound and every way well conditioned Marchantable Tobacco in Caske to him in hand well and truly paid by the said Mareene Duvall at and before the Sealeing and Delivery of the afores^d Indenture The Receipt whereof he the said Thomas Bowdle by the Indenture aforesaid did acknowledge and Confess, and himself therewith fully satisfied and payd, & thereof and every part thereof did Clearly and absolutely acquitt Release and Discharge the said Mareene Duvall his heires Execut^{rs} and Adm^{rs} and every of them for Ever, **Had** Given Granted bargained sold Aliened Enfeoffed and confirmed, And by the Indenture aforesaid Did Give grant bargain Sell alien Enfeoffe and Confirme unto him the said Mareene Duvall his heires & Assignes for Ever, All that one full moyety or halfe of all that parcell of Land Called Bowdles Choice Lyeing in Calvert County on the west side of Petuxent River and on the West side of the Land of Demetrius Cartwright, And begining at abounded Red Oake in the woods and runing west and by north for Two hundred & twenty perches to a bounded white oake standing by the side of a branch of Bowes Brooke, And from thence Runing

West and by north for Two hundred & twenty perches to a bounded White Oake standing by the side of a branch of Bowes Brooke And from thence runing North and by west for six hundred perches to a bounded white Oake standing by a Pocoson, And from the said Oake runing east and by North to a bounded white Oake of the Land of Demetrius Cartwright called Eassonton Bounding by the said Land & runing as the said Land runeth for Six hundred perches to a bounded Hicory, And from the said Hicory to the first bounded tree Containeing and then Laid out for Seaven hundred and fifty Acres more or Less and being the remaining moyety of halfe the said Seaven hundred and fifty Acres not already sold to Robert Tyler To be had taken and Layd out on the south side of the said seaven hundred and fifty acres of Land, And then in the posession or Occupation of him the Said Thomas Bowdle or his Assignee or Assignes, under Tennant or under Tennants And all that one full Moyety or halfe of all and all manner of Trees wayes passages ffences, Rents Easements Profitts Comodities, Hereditaments and appurtenances to the said parcell of Land belonging or in any wise appertaineing Or accepted Reputed taken Demised used Occupied or enjoyed as part parcell or Member thereof, And all the Estate right title interest use posession Reversion Remainder Clayme and Demand whatsoever of him the aforesaid Thomas Bowdle of in and to the said parcell of land with the appurtenances And Deeds Evidences Escrips Writeings Muniments Concerning the said p^rmisses only or only any part thereof before by the Indenture aforesaid Given granted bargained sold Enfeoffed and Confirmed or Meant or intended to be Given granted bargained sold Enfeoffed and Confirmed to the aforesaid Mareen Duvall his heirs and Assignes forever, To the onely proper use and behoofe of the sd Mareene Duvall and his heires and Assignes for Ever **To bee holden** of the Cheife Lord of the fee thereof by the Rents and services for the same accustomed and due to be payd And the aforesaid Thomas Bowdle for himself his heires Executors & Adm^{rs} and for every of them by the Indenture aforesaid Did Covenant promise and grant to & with the said Mareene Duvall his heires and Assignes that the said Thomas Bowdle at the time of the sealeing & Delivery of the Indenture aforesaid did stand & was Solely and Lawfully Seized of and in one full moyety or halfe of the sd parcell of Land with the appurtenances of a good Sure rightfull perfect Lawfull & indefeizable Estate of Inheritance in ffee Simple without any Condition Mortgage or Limita^{ti}on of any use or uses which shall or may Alter Change or determine the same, And also that he the said Thomas Bowdle at the time of the Ensealeing of the Indenture aforesaid had in himself full power good right and Lawfull Authority to Give grant bargain sell Alien Enfeoffe & Confirme the said one full Moyety or halfe of the said parcell

Liber W. C.

p. 638

Liber W. C. of Land & all & singuler other the said p^rmisses with the appurtenances unto the said Mareen Duvall his heires & Assignes in manner and forme aforesaid and according to the true intent & meaning of the Indenture aforesaid, And that the said Mareene Duvall his heires & Assignes shall & may from time to time and at all times from the Ensealeing of the aforesaid Indenture forever after Lawfully and peaceably & quietly Have hold use Occupy posess and enjoy the said one full Moyety or halfe of the said parcell of land and all and Singular the said premisses & every part and parcell thereof with the appurtenances without any Lett trouble suit Clayme Molestation Eviction or Interruption of or by him the aforesaid Thomas Bowdle his heires Executo^{rs} Adm^{rs} or Assignes or of or by any other person or psons whatsoever, And also that he the said Thomas Bowdle and his heires all and Singular the said one full moyety or halfe of the said parcell of Land in the aforesaid Indenture mentioned to be thereby bargained premisses with the appurtenances & every part & parcell thereof unto the said Mareen Duvall his heires and Assignes for Ever to and for his & there owne prop. use and behoofe as aforesaid from and against him the aforesaid Thomas Bowdle and his heires and from and against all and every other person and persons Whatsoever shall and will warrant and for ever Defend, And further the aforesaid Thomas Bowdle for himself his heires Executo^{rs} and Adm^{rs} by the Indenture aforesaid Did Covenant promise and Grant to and with the said Mareen Duvall his heires & Assignes his heires and Assignes, and to and with every of them that he the said Thomas Bowdle and his heires and all and every other pson and persons and their heires wch then had or at any time or times afterwards shall or may have any Lawfull estate right title Interest or Inheritance of in or to the said one full Moyety or halfe of the said parcell of Land and premisses or any part thereof shall and will at all time and times hereafter and and upon the reasonable request and at the proper Costs and Charges in the Law of him the said Mareene Duvall his

p. 639 heires and Assignes Doe make Acknowledge Execute And Suffer all and every further lawfull and Reasonable Act and Acts thing and things Device and Devices Assurance and Assurances in the Law whatsoever which shall or may be for the further better and more perfect assureing suremakeing and Conveying of the said one full moyety or halfe of the said Land and premises with the appurtenances to the said Mareene Duvall his heires & Assignes & to his & their One proper use and behoofe forever Bee it by ffyne ffeofment release or by any other Lawfull way or meanes as by the said Mareene Duvall his heirs or Assignes or any his or their Councell Learned in the Law shall Reasonably Devise or Advise and require, **Which** Said further Assurance & Assurances It is by the aforesaid Indenture Declared and fully agreed by and be-

tweene the said partyes shall be and enure and shall be Adjudged Liber W. C.
 Deemed Construed taken to be and Enure to the proper use and
 behoofe of the said Mareen Duvall his heires and Assignes for
 Ever as by the same Indenture it may fully appeare And the said
 Mareen Duvall further sayth that although he from the time of
 the making of the said Indenture untill the day of the Obtaining
 of the Orriginall writt of the said Mareene, hath well and faithfully
 observed fulfilled & kept all and singular the Covenants promisses
 grants & agreements in the Indenture aforesaid above specified on
 the part of the said Mareene Duvall to be observed performed
 fulfilled and kept according to the force forme & effect of the
 Indenture aforesaid Protesting also that the aforesaid Thomas
 Bowdle hath not observed performed fulfilled and kept any Cove-
 nant promise grant or agreement in the Indenture aforesaid above
 specified on the part of the same Thomas Bowdle to be Observed
 performed fulfilled and kept according to the forme and Effect of
 the Indenture aforesaid, In fact the same Mareen Duvall sayth
 that the aforesaid Thomas Bowdle at the time of the Ensealeing &
 Delivery of the Indenture aforesaid here in Court Shewed forth
 did not stand Solely & Lawfully Seized of and in the said One full
 Moyety or halfe of the said parcell of Land & premisses afores^d with
 the appurtenances before by the Same Indenture Given granted
 bargained sold aliened Enfeoffed and confirmed or mentioned and
 intended to be Given granted bargained Sold aliened Enfeoffed and
 Confirmed and every part and parcell thereof with the appurtenances
 of a good sure rightfull perfect Lawfull and undefeizable Estate of
 Inheritance in ffee Simple without any Condition Mortgage or Limi-
 tation of any use or uses wch shall or may Alter change or Determine
 the same according to the forme and Effect of the Indenture afore-
 said, And the said Mareene Duvall further in fact sayth that the
 aforesaid Thomas Bowdle at the time of the Ensealeing and delivery
 of the Indenture aforesaid here in Court shewed forth had not in
 himself full power good right and Lawfull authority to Give grant
 bargain sell alien Enfeoffe and Confirme the p^rmisses aforesaid in
 the Indenture aforesaid above Specified & every part and parcell
 thereof to the said Mareen Duvall his heirs and Assignes according
 to the fforme and Effect of the Same Indenture, And the said Mareene
 Duvall further in fact sayth that the aforesaid Thomas Bowdle
 all and Singular the said one full moyety or halfe of the said parcell
 of land before mentioned by the Said Indenture to be bargained
 premisses with the appurtenances & Every part and parcell thereof
 unto the said Mareene Duvall his heires & Assignes forever to and
 for his and their owne proper use and behoof as aforesaid from and
 against the said Thomas Bowdle and his heires and against all and
 every other pson and persons whatsoever Doth not warrant and
 defend according to the forme and Effect of the Same Indenture,

Liber W. C. And the said Mareene further in ffact Sayth that the aforesaid Thomas Bowdle and all and Every other person and persons whatsoever Doth not make [acknowledge] Execute and Suffer all and Every further and other Lawfull and Reasonable Act and acts thing and things, Device and Devices Assureance and Assurances in the Law whatsoever w^{ch} shall or may be for the further better and more perfect Assuring suremakeing and Conveying all and every the said one full moyety or halfe of the said parcell of Land and premisses to the said Mareene Duvall his heires and Assignes and to his and their Owne proper use and behoofe for ever according to the forme and Effect of the same Indenture And Soe the same Mareen Duvall sayth that the aforesaid Thomas Bowdle Although oftentimes Required the Covenants aforesaid of that the aforesaid Thowas Bowdle by the Indenture aforesaid for himself his heires Executo^{rs} and Adm^{rs} and every of them did Covenant promise and grant to and with the said Mareen Duvall his heires and Assignes that he the aforesaid Thomas Bowdle at the time of the Ensealeing and Delivery of the Indenture aforesaid Did Stand solely and Lawfully Seized of and in all and Singular the premisses with the appurtenances before by the Indenture afores^d Given granted bargained sold aliened Enfeoffed and confirmed and every part and pcell thereof with the appurtenances of a good Sure rightfull perfect Lawfull and indefeizeable Estate of Inheritance in ffee Simple without and condition Mortgage or Limitation of any use or uses which shall or may alter Change or Determine the same, And that he had in himself at the time of the Ensealeing and delivery of the Indenture aforesaid ffull Power good right and Lawfull authority to Give grant bargain Sell alien enfeoffe and Confirme the premisses aforesaid in the Indenture aforesaid above specified & every part and parcell thereof to the said Mareene Duvall his heires and Assignes, and that he the aforesaid Mareene Duvall his heires and Assignes shall and may from time to time and at all times from the Ensealeing and delivery of the aforesaid Indenture for Ever Lawfully peaceably and Quietly Have hold use occupy posesse and Enjoy the premisses aforesaid in the Indenture aforesaid above specified and Every part and parcell thereof wth the appurtenances without any lett trouble suite Clayme Molestation Eviction or interruption of or by him the aforesaid Thomas Bowdle his heires Executo^{rs} Adm^{rs} or Assignes or of or by any other pson or persons whatsoever, And that he the said Thomas Bowdle and his heires all & Singular the said one full moyety or halfe of the said parcell of land in the aforesaid Indenture mentioned to be thereby bargained premisses with the appurtenances and every part & parcell thereof unto the said Mareen Duvall his heires and Assignes for Ever to and for his and their Owne proper use and behoofe as aforesaid against him the aforesaid Thomas Bowdle and his heires

And from and against all and every other person and persons whatsoever shall and will Warrant and by the Indenture aforesaid forever Defend And that the said Thomas Bowdle and his heires & all and every other person and persons & their heires which then had or at any time or times afterwards shall or may have any Lawfull estate right title Interest or inheritance of or to the one full moyety or halfe of the parcell of land aforesaid and premises or any part thereof shall and will at all time and times hereafter and and upon the reasonable request and at the pper costs and Charges in the Law of him the said Mareene Duvall his heires & Assignes Doe make acknowledge Execute and Suffer all and every further Lawfull and Reasonable Act and Acts thing and things, Device and Devices Assurance and Assurances in the Law whatsoever which shall or may be for the further better and more perfect Assuring suremaking and Conveying of the said one full moyety or halfe of the said parcell of Land premisses with the appurtenances to the said Mareene Duvall his heires and Assignes & to his & their owne proper use and behoofe for ever Bee it by flyne ffeofement Release or by any other Wayes or meanes as by the said Mareen Duvall his heires or Assignes or any his or their Councell Learned in the Law shall reasonably Devise advise and require w^{ch} said further Assurance and Assurances It is by the aforesaid Indenture Declared and fully agreed by and betweene the said partyes shall be and Enure p. 641 And shall be adjudged Deemed Construed and taken to be and Enure to the onely proper use and behoofe of the said Mareen Duvall his heires and Assignes forever according to the forme and effect of the Same Indenture with the said Mareene Duvall hath not Kept but broken, And the same to keepe with him he hath hitherto Denied and still doth denye **Whereupon** he the said Mareene Duvall sayth that he is the worse and hath Damage to the vallue of Tenn thousand pounds of Tobacco and thereupon he bringeth his suite

And the said Thomas Bowdle by John Rousby his Attorney cometh and Defendeth the force and Injury when &c^a and Prayeth Liberty to Imparle hereunto until the next Provinciaall Court and it is granted unto him the Same day is given to the Plantiffe likewise

Now here at this day to wit the One and thirtyeth day of March in the Eighth year of the Dominion of the Right hono^{bl} e Charles Lord Baltemore &c^a Annoq3 Doni 1683 Came the said partyes by their Attorneys aforesaid And the said Thomas Bowdle by his said Attorney sayth that he the said Thomas hath well and truly Observed performed fulfilled and kept all and singular the Covenants promises Grants and agreements in the Indenture aforesaid above specified contained w^{ch} on the part and behalfe of the said Thomas ought to be Observed pformed fulfilled and kept according to the forme and effect of the Indenture aforesaid And of this he putts himself upon the Country, And the plantiffe Likewise Itt is therefore

Liber W. C. comanded the sheriffe of St Maryes County that he Cause to come here Twelve &c. by whome &c. and Who neither &c^a to recognize &c. because as well &c.

On w^{ch} said one and thirtyeth day of March in the yeare aforesaid came the said partyes by their Attorneys aforesaid, And the Juro^{rs} Impannelled being called likewise came (to witt) Richard Keene, John Read, Robert Poole, Philip Lynes Thomas Witcherly, John Richardson, Thomas Love, James Yore, Mathew Turner William Somerhill, John Parsons & Thomas Cooke Who being elected tryed and Sworne to say the truth in the premisses upon their Oathes Doe say That the said Thomas Bowdle hath well and truly observed Performed fulfilled & kept all and singular the Covenants promises Grants and agreements in y^e Indenture aforesaid above Specified Contained w^{ch} on the part and behalfe of the said Thomas ought to be observed performed fulfilled and kept According to the forme and Effect of the Indenture aforesaid Therefore It is Considered by the Court here that the said Mareene Duvall take nothing by his writ aforesaid but be in mercy for his false Clayme therein, and that the said Thomas Bowdle goe thereof without Day: And that the said Thomas Bowdle Recover against the said Mareene Duvall the sume of Two thousand two hundred ffifty & nine pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe Layd out and expended: And the said Thomas may have thereof Execution

Anthony Underwood	} William Taylor late of Cecill County gent ^l
ag ^t	
William Taylor	} was attached to answeare unto Anthony Underwood of a plea wherefore with force & Armes one Messuage Called Painters Rest of

Sixteene hundred and thirty Acres of land in the County of Cecill aforesaid and wch Nicholas Painter of Ann Arrundell County gent^l to the said Anthony Demised for a terme not yett past did enter and him from his ffarme aforesaid Did eject, and other Enormityes to him did Doe to the greate Damage of him the said Anthony and against the peace &c.

p. 642 And Whereupon the said Anthony Underwood by Robert Carvile his Attorney Complayneth that Whereas the said Nicholas Painter the first day of september in the seaventh yeare of the Dominion of the Right hono^{ble} Charles &c at Cecill County aforesaid had demised to the said Anthony the said Messuage Called Painters Rest with the appurtenances Lyeing and being on the north side of Sassafrax River in Caecill County aforesaid Bounded as followeth, Begining at a marked Chestnut tree standing on a Banke by a Valley neare the River Side being an Easterly bounded tree of a parcell of Land Layd out for Samuel Hill, And from thence bounded with the River On the south by a lyne Drawne east south-

east Seaventy five perches to a marked Red oake standing on a banke by the River being the first bounded tree of the former Survey, And from the said Red oake bounded with the River & the maine branch of the River by a Lyne drawne East southerly ffoure hundred seaventy five perches to a marked red Oake Standing by the side of the branch respecting the forke of the branch on the opposite side, and runing from the said red oake by a line Drawne Northeast ffive hundred thirty five perches, and from the end of the northeast line by a Lyne drawne west north west ffoure hundred thirty five perches, And from the end of the west north west line with a straight Line seaven hundred and thirty perches to the first bounded Chesnutt Containeing by Estimation Sixteene hundred and thirty Acres or thereabouts, To have and to hold unto the said Anthony and his Assignes from the feast of st Michael the Arch Angell wch was in the yeare of our Lord 1682 aforesaid to the end and terme of two yeares thence next Ensueing fully to be Compleate and ended. By vertue of wch Demise the said Anthony into the Tenements aforesaid wth the appurtenances Entered and was thereof possessed, and soe thereof being possessed the said William Afterwards (to wit) the first day of January then next following into the tenements aforesaid with the appurtenances wch the said Nicholas Painter to the said Anthony in forme aforesaid did demise for the terme aforesaid wch is not yet past did Enter & him from his ffarme aforesaid did Eject and other Enormityes to him did doe to the greate Damage of him the said Anthony and against the peace &c. Whereupon he sayth he is the worse and hath damage to the Vallue of Tenn thousand pounds of tobacco and thereupon he bringeth his suite

Unless the Tennant in Possession or they under whome he Claymes Doe the next Provinciaall Court appeare to this Declaraçon & make him or themselves Defts thereunto & by rule of Court Confess the Lease entry and Ejectment & insist onely upon the title the Deft in this Declaration will confess Judgm^t & posession will be delivered accordingly to the Plantiffe

To Edward Husbands Chirurgion Tennant in possession of the premisses.

Now here at this day (to wit) the thirtieth day of March in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c^a Annog Doni 1683: Came the sd Anthony Underwood by Robert Carvile his Attorney and Offered himself against the said W^m Taylor in the plea aforesaid, and Edward Inglish gentl sheriffe of Cecill County aforesaid Came also and made Oath that in the moneth of ffebruary Anno Doni 1682 he went on the aforementioned parcell of Land, and noe person being in possession thereof he did then and there Read on the said Land a Coppy of the Declaraçon aforementioned attested by the Clerk of this Court in the presence of Nathanael Garratt and Nicholas Dorrell But the said William

p. 643 Nathanael Maning } Walter Smith late of Calvert County was at-
ag^t } tached to answere unto Nathanael Maning of a
Walter Smith } plea wherefore by force and Armes into one
Messuage & One hundred Acres of Land being
the middlemost hundred Acres of a parcell of Land Containing
Three hundred Acres more or less called the Gore Lyeing in Calvert
County aforesaid Neare the Cliffts Holden of the Manno^r of Ann
Arrundell w^{ch} John Maning to him the Said Nathanael did Demise
for a terme w^{ch} is not yett past did Enter, and him from his ffarme
aforesaid did Eject & other Enormities to him did doe To the great
Damage of him the said Nathanael and against the peace of the
Right hono^{ble} the Lord Prop^{ry} his rule &c.

And Whereupon the said Nathanael by Charles Boteler his Attorney complayneth that Whereas the said John Maning the first day of July in the yeare of Our Lord 1681 at the Cliffts in Calvert County aforesaid did Demise unto the said Nathanael the aforesaid Messuage and One hundred Acres of Land being the Middlemost hundred Acres of a parcell of Land Conteyning three hundred Acres Called the Goare Lyeing in Calvert County aforesaid neare the Cliffts Holden of the Manno^r of Ann Arrundell To hold him the said Nathanael and his Assignes from the feast of the Anuntiation of the blessed Virgin Mary then last past unto the end and Terme of three yeares next following fully to be Compleate and ended, By vertue of w^{ch} said Demise the said Nathanael Maning into the Tenement aforesaid with the appurtenances did enter and was thereof posessed, And being soe thereof posessed Afterwards (to wit) the said first day of July in the yeare of our Lord 1681 the aforesaid Walter Smith into the Messuage Lands and premises aforesaid w^{ch} the sd John Maning in forme aforesaid to the said Nathanael had Demised for a terme w^{ch} is not yet past, did Enter, and him from his ffarme aforesaid did Eject and other Enormities to him did doe to the great Damage of him the said Nathanael and against the peace of the Right hono^{ble} the Lord Prop^{ty} &c^a And Whereupon he sayth he hath Loss to the value of Twenty thousand pounds of Tobacco and thereupon he bringeth his suite Unlessse, the Tennant in posession or they under whome he

Claymes doe appeare to this Declaracon the first day of the next Provincially Court, and make him or themselves defendants thereunto and by Rule of Court Confesse Lease Entry and Ejectment and insist upon the title onely the Defend^t in this Declaracon will Confesse Judgment and posession will be Delivered accordingly to the plt

Liber W.C.

To William Harris Tennant in posession of y^e p^rmisses wthin mentioned

And the said William Harris by Robert Carville his Attorney cometh & defendeth the force and injury when &c and Prayeth Liberty to imparle hereunto untill the next Provincially Court and it is granted unto him the same Day is given to the plt Likewise

Att wch said Next Provincially Court came the said partyes by their Attorneys aforesaid And in the same Cause It is Ordered by and with the Consent of the partyes aforesaid and their Attorneys that the said William Harris should be Admitted deft and that he forthwith appeare & receive a Declaration and Plead to it the generall Issue and at the tryall to be thereupon had the sd William Harris shall appeare in his p^{er}son or by his Attorney & shall Confesse Lease entry and Ejectment or that in Default thereof Judgment shall be entered agt the said Defend^t Walter Smith the Casuall Ejecto^r, but all further psecution against him shall Cease p. 644 untill the said William Harris shall make default in any of the premisses, And it is further ordered by the Court by the consent aforesaid that the said William Harris shall not take any advantage against the plt for not prosecuteing upon the tryall occasioned by such default but that the said William Harris shall pay to the plt the Costs by this Court to be taxed in this Cawse, And it is further Ordered that the Lesso^r to the plt shall be taxed with the Payment of the costs to the Defendant if any be Adjudged to him And the same Cause was continued untill the next Provincially Court

Att w^{ch} Said next Provincially Court (to wit) the Sixteenth day of October in y^e seaventh year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1682 came the said partyes by their Attorneys aforesaid and It is ordered by the Court that this Cause peremptorily to come to tryall at the next Provincially & if the deft refuse to appeare and come to tryall Judgment shall pass against the said Casuall Ejecto^r Walter Smith & a writ of possession to issue thereupon and the same Cause is Continued untill the next Provincially Court

Att which Said next Provincially Court (to wit) the third day of Aprill in the Eighth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} doni 1683 Came the said Nathanael Maning by his Attorney aforesaid and Offered himself against the said William Harris in the plea aforesaid, but the said William Harris nor the said Walter Smith though solemnly called

Liber W. C. came not but made default whereupon the said Nathanael Maning remaineth against them the said Walter Smith & William Harris thereof wholly undefended: It is therefore considered by the Court here that the said Nathanael Maning Recover against the said Walter Smith his Terme yet to come and unexpired of and in the aforementioned one Messuage and one hundred Acres of land being the middlemost Hundred Acres of a parcell of Land containing Three hundred Acres more or less Called the Goare & also that the said Nathanael Maning Recover against the said Walter Smith the sume of _____ pounds of tobacco for Costs of suite, and the said Walter in mercy &c: and hereupon the said Nathanael by his Attorney aforesaid Prayed his Lopps the Right hono^{ble} the Lord Prop^{rys} writ of posession to him the Nathanael to be Awarded to Cause him to have posession of the said Messuage and One hundred Acres of land And it is granted by the Court here returnable at the next Provinciaall Court

Gerrard Slye	}	William Boareman gentl High Sheriffe of the County of s ^t Maryes was Attached to answer unto Gerrard Slye Adm ^r of the goods and Chattles of Richard Chilman decd in a plea of Trespass upon the Case
ag ^t		
W ^m Boareman	}	

And Whereupon the said Gerrard by Christopher Rousby his Attorney Complayneth that Whereas Nehemiah Blackiston late of the said County of s^t Maries gentl. Did stand indebted unto the said Richard Chilman the sume of two thousand foure hundred Sixty seven pounds of tobacco for Seaverall Liquors and other Ordinary accomodations wch he had received of the sd Chilman in his life time, w^{ch} said sume of Two thousand foure hundred sixty seven pounds of tobacco he the said Nehemiah Blackiston did faile to pay to the Said Richard Chilman in his life time, and to the said Gerrard to whome Administration of all and Singular the goods Chattles & debts of the said Richard was by the honorable Philip Calvert Esq^r Comissary of Maryland comitted after the death of the said Richard though often thereunto required ffor recovery whereof he the said Gerrard the third day of June i679 did by Thomas Lomax his Attorney prosecute and sue out of his Lopps Court held for the County of st Maries his Lopps writ of Capias against him the said Nehemiah Blakiston Returnable the first Tuesday in August following Directed to the said William Boareman then and still Sheriffe of the said County of S^t Maries Whereby

p. 645 It was commanded the said sheriffe to take the body of the said Nehemiah Blakiston If he should be found in his Baliwick & him safely keepe soe as to have the said Nehemiah before his Lopps Justices of the said County Court the said first Tuesday in August aforesaid to answer unto the said Gerrard in a plea of Trespasse

upon the Case, Att wch said first Tuesday in August aforesaid the said William Boareman then and still sheriffe of the said County as aforesaid Upon the said writ of Capias made returne That he had taken the body of the said Nehemiah w^{ch} he had ready as by the writt he was commanded And accordingly the said Nehemiah did personally appeare in the Court aforesaid, And Afterwards (to wit) the fourth day of September in the fourth year of the Dominion of Charles &c^a came the said Gerrard Slye Adm^r aforesaid by his Attorney aforesaid and Offered himself against the said Nehemiah Blackiston in the plea aforesaid, And the said Nehemiah Blackiston also came in his Proper person, and the said Nehemiah Blackiston as to Two thousand sixty seaven pounds of tobacco part of the said Sume of Two thousand foure hundred Sixty Seaven pounds of tobacco said nothing in barr but did confess that he owed the Same unto him the said Gerrard Adm^r as aforesaid, and as to foure hundred pounds of tobacco the remainder of the said sume of Two thousand foure hundred Sixty Seaven pounds of Tobacco he said he had payd the same Therefore It was Considered by the Court aforesaid that the said Gerrard Slye Adm^r of the said Richard Chilman should recover against the said Nehemiah Blackiston aswell the said Sume of two thousand Sixty Seaven pounds of Tobacco Damages Occasioned by the trespassse aforesaid as also the Sume of two hundred twenty Six pounds of tobacco for Costs of suite ffor the more Speedy obtaining of w^{ch} sumes of Two thousand sixty Seaven Pounds of Tobacco and Two hundred twenty six pounds of tobacco Hee the said Gerrard Slye Adm^r of the said Richard Chilman did prosecute and sue forth of the said Court of s^t Maries County his Lopps writt of Capias ad satisfaciendum bearing date the fourth day of september 1679 Directed to the then sheriffe of s^t Maries County Whereby it was comanded the Said sheriffe to take Nehemiah Blackiston If he should be found in his Baliwick & him safe keepe soe that he should have his body before his Lopps Justices of the said County Court to be held at Newtowne the first Tuesday in November then next to satisfy unto the Said Gerrard Slye Adm^r of the said Richard Chilman deed Aswell the said sume of Two thousand sixty seaven pounds of Tobacco a certain Debt for Damages recovered as aforesaid against the said Nehemiah Blackiston, as also the said sume of Two hundred twenty six pounds of Tobacco for Costs of suite aforesaid, wch said writ of Capias ad satisfaciendum was the tenth day of October in the yeare aforesaid and before the Returne of the said writ by the said Gerrard Slye Adm^r of the said Richard Chilman delivered unto the said William Boareman then & still Sheriffe of the said County of s^t Maries to be Executed in due forme of Law, By vertue of w^{ch} said writ he the said William Boareman then and still sheriffe of the said County of S^t Maries the said Nehemiah Blackis-

Liber W. C. ton the twentyeth day of October aforesaid into his custody did take and him the said Nehemiah in the Custody of him the said William then and still sheriffe of the County aforesaid at Newtowne afores^d did deteyne But the said William Boareman being then and still sheriffe of the said County of st Maries not Regarding the duty of his said Office of sheriffe Nor his oath taken for his due Execution of the same Craftily and subtilly intending to deceive & defraud the said Gerrard Slye of the said seaverall sumes of Two thousand sixty seaven pounds of tobacco and Two hundred twenty six pounds of Tobacco The third day of November 1679 aforesaid at Newtowne aforesaid within the County aforesaid him the said Nehemiah Blackiston at Large whether he would to goe and escape without the Lycence & consent & against the will of the said Gerrard Slye did permitt, The said Two thousand sixty seaven pounds of Tobacco and the said Two hundred twenty six pounds
 p. 646 of Tobacco or any part thereof to the said Gerrard being not satisfied, And the said Nehemiah Blakiston Ever since to places to the said Gerrard unknowne did and yet doth absent and Eloyne himself soe that the said Gerrard thereby hath totally Lost the benifit and advantage of the Recovery of the said Two thousand Sixty Seaven pounds of Tobacco and two hundred twenty Six pounds of Tobacco Whereupon the said Gerrard sayth he is hindered in the Adm^{tion} aforesaid & hath damage to the Vallue of ffoure thousand Pounds of Tobacco and thereupon he brings his suite, And the said Gerrard produceth his Letters of Administracon afores^d whereby it may appeare to the Court here that he is Adm^r of Richard Chilman deceased as aforesaid

And the said Gerrard Slye by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c and Prayeth liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him, and the same Day is given to the plt likewise :

Now here at this day to wit the One and thirtyeth day of March in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1683: Came the said Partyes by their Attorneys aforesaid and the said William Boareman by his said Attorney sayth that the said Gerrard Slye Adm^r of the said Richard Chilman his Ac^{con} aforesd against him the said William Boareman high sheriffe as aforesaid Ought not to have ffor that he sayth that the said William Boareman did Execute the said writ of Capias ad satisfaciendum of the said Lord Proprietary against the body of the said Nehemiah Blackiston at the suite of the said Gerrard Slye Adm^r of the said Richard Chilman as by the said writ he was required, who after Execution of the said writ in part of satisfaction of the said Execution did pay unto him the said William the sume of One thousand seaven hundred and tenn pounds of tobacco, and did also tender the sume of ffive hundred

eighty three pounds of tobacco residue of the said debt due upon the said Execution unto him the said William, After w^{ch} & before the returne of the said Capias ad Satisfaciendum a certaine writ of fieri facias of the aforesaid Lord Prop^{ty} came also to the hands of him the said William at the suite of one John Golding Out of his Lopps County Court of S^t Maries County Comanding him that of the goods and Chattles of Richard Chilman if they should be found in his Baliwick that he cause to be made aswell the sume of Eight hundred forty one pounds of tobacco a Certaine debt recovered against Gerrard Slye Adm^r of all and Singular the goods and Chattles of the said Richard Chilman at our County Court held at New towne the third day of September by Robert Goland whereof he is convicted as also the sume of Two hundred thirty Seaven pounds of Tobacco for costs of Suite, and the same soe made or any part thereof the same in Custody to keepe soe that he might have the same before the Justices of the said County Court held at Newtowne the first Tuesday in November next to render to the said Robert Golding, and thereof not to faill as by the same at Large appeares, after w^{ch} also and before the returne of the said Capias ad Satisfaciendum one other writ of fieri facias of the said Lord Prop^{ty} issueing out of the said Court to the hands also of him the said William Boareman came at the suite of one Randolph Hinson comanding the said William that he Leavy the sume of three hundred seaventy five pounds of Tobacco of the goods & Chattles of the said Richard Chilman a Certaine debt recovered in the said Court also by Randolph Hinson against the said Gerrard Slye Adm^r as aforesaid and also the sume of Two hundred thirty seaven pounds of tobacco for Costs of suite by the same Court allowed and the same in Custody keepe that he might have the same before the Justices of the said County Court the first Tuesday in November next to Render to the said Rand^o Hinson And thereof not to faile as by the said writ at Large also appeares Whereupon the said William haveing received of the said Nehemiah Blackiston in part of Satisfaccon of the said Execution of the said Gerrard Slye Adm^r as aforesaid the Sume of One thousand Seaven hundred and tenn pounds of tobacco Did by vertue of the said two writts of fieri facias aforesaid Leavy the sume of one thousand & Seaventy eight pounds of tobacco for the Satisfaccon of the said Robert Golding upon his fieri facias aforesaid And also the Sume of six hundred and twelve pounds of tobacco for the Satisfaction of the said Randolph Hinson and the same to the said Court did returne as by the said writ of the said Lord Prop^{ty} he was comanded, and for the residue of the said Debt to the Said Gerrard upon the Execution aforesaid of him the said Gerrard being the sume of ffive hundred eighty three pounds of tobacco Hee the said William sayes he alwaies was before the bringing of the said accon and Ever since ready to Satisfy the same to

Liber W. C.

p. 647

Liber W. C. the said Gerrard but he the same would not accept, and this he is Ready to Avert and Prayes Judgment whether the said Gerrard his action aforesaid ought to have

And the said Gerrard Slye sayth that for as much as the said William Boareman doth not gainsay but that he did by vertue of the said writ of Capias ad Satisfaciendum at the suite of the said Gerrard Slye Adm^r of the said Richard Chilman take the body of the said Nehemiah Blackiston as by the said writ he was required, and the same Nehemiah in his Custody did keepe by vertue of the writ aforesaid. and doth not denye but that he Suffered the said Nehemiah to goe at large without the Consent or knowledge of the said Gerrard and without satisfyeing to him the said Gerrard the aforesaid Debt of Two thousand sixty seaven pounds of tobacco & the said Costs of two hundred twenty Six pounds of tobacco according to the Tenor of the said writ of Capias ad satisfaciendum Therefore he the said Gerrard Demands Judgment against him the said William for his Debt aforesaid Together with his Damages and Costs of suite

And the said William Sayth as in his Plea aforesaid he hath sayd that the said Gerrard Slye Adm^r as aforesaid ought to be barred from haveing his action aforesaid for that he sayth that the aforesaid Nehemiah Blackiston did make full satisfacion unto him the said William Boareman of the said Debt for wch he tooke him in Execution at the suite of the said Gerrard Slye Adm^r as aforesaid, And that he the said William before the bringing of the said action of Trespasse against him the said William Boareman by the said Gerrard and ever Since Alwayes was and Still is ready to pay the same but the said Gerrard would not accept the same, And that the goinge at Large of the said Nehemiah upon the satisfacion aforesaid & the tender of the same to the said Gerrard & his refuseall of the same was a Legall goinge at large as in his plea he hath Justified, and that the said plea in manner aforesaid pleaded both expresses and Implies all Denyall of Letting him goe at Large without knowledge consent and Satisfaccon of the said Gerrard Slye as farforthly as is necessary to be Denied or traversed, and Prayes as afore in his Plea whither the said Gerrard his action shall have or not: And the said Gerrard Slye sayth that the Rejoynder and the matter therein contained of him the said William Boareman sheriffe of s^t Maries County Is in nothing Sufficient to barr the said Gerrard from haveing his Action aforesaid because by Protestation Denyeing that the said William did make such tender to him the said Gerrard of the said sune of Two thousand sixty seaven pounds of tobacco and two hundred twenty Six pounds of tobacco Amounting to Two thousand two hundred ninety three pounds of tobacco specified in the said Declaracion to be the Sune for wch the said Nehemiah was upon a Capias ad Satisfaciendum at suite of the

said Gerrard Adm^r of Richard Chilman in custody of the said William Boareman sheriffe, and that he the said Gerrard refused the same, Hee the said Gerrard sayth that he the said William Boareman then and Still sheriffe of St^t Maryes County did suffer the said Nehemiah to goe att Large without the Lycence and Consent of him the said Gerrard hee the said Gerrard not being Satisfied his said Debt and this he Prayes may be Enquired of by the Country

And the said Nehemiah as aforesaid Sayth that the said Gerrard ought to be Debarred his accon aforesaid Protesting that he the said William did not Lett the said Nehemiah Blackiston goe at large the said debt aforesaid unsatisfied for that the said Nehemiah before the going at Large of him the said Nehemiah did satisfy the said debt for wch he was taken in Execution aforesaid unto him the said William Boareman sheriffe as aforesaid. and that he the said William did tender the same to him the said Gerrard Slye Adm^r as aforesaid, but the said Gerrard refused the same, before the bringing the accon of the said Gerrard against him the said William and of this he putts himself upon the Country. and the Plantiffe Likewise

Itt is therefore comanded the sheriffe of St^t Maryes County that he Cause to come here Twelve &c by whome &c. and who neither &c to recognize &c. because aswell &c.

On wch Said One and thirtieth day of June in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Jurors Impannelled being called likewise came (to wit) Richard Keene, John Read, Walter Woolverston, Philip Lynes Thomas Witcherly, John Richardson Thomas Love, James Yore, Matthew Turner, W^m Somerell, John Parsons and Thomas Cooke, Who being elected tryed and Sworne to say the truth in the premisses Upon their Oathes doe say. that he the said William did not Lett him the said Nehemiah goe at large, (the debt aforesaid being wholly unsatisfied) ffor that the said Nehemiah before the going at Large of him the said Nehemiah had payd and satisfied unto him the said Gerrard Slye part of the debt aforesaid as in the plea aforesaid of him the said William Boarman is sett forth & that he the said Nehemiah before the obtaining the writ of him the said Gerrard agaynst him the said William made Sufficient Tender of the residue of the debt aforesaid to him the said Gerrard but he the said Gerrard refused to accept the same, Itt is therefore considered by the Court here that the said Gerrard Slye take nothing by his writ aforesaid but be in mercy for his false Clayme therein and that the said William Boareman may goe thereof without day. and that the said William Boareman recover against the said Gerrard Slye the sume of

Pounds of Tobacco for his Costs and Charges by him about his Defence in this behalfe Layd out and expended. And the said William may have thereof Execution &c^a

The Lord Prop^{ry} } George Robins late of Talbott County gentl was Liber W. C.
 ag^t } sumoned to answere unto the Lord Prop^{ry} that
 George Robins } now is of a plea that he render unto him Two
 hundred thousand Pounds of Tobacco wch he
 oweth him & unjustly detaineth &c^a

And Whereupon Thomas Burford who for the said Lord Prop^{ry} in this behalfe prosecuteth for the said Lord Proprietary sayth That whereas the said George Robins the Twentyeth day of March in the year of our Lord 1682 at the City of st Maryes in st Maries County did accompt with the said Lord Prop^{ry} of divers sumes of tobacco by the sd George Robins to the said Lord Proprietary before that time due and unpaid, Upon w^{ch} accompt the said George was found in Arreares to the said Lord Proprietary in the said Two hundred thousand pounds of Tobacco to be payd unto the said Lord Proprietary when he the said George should be thereunto required Nevertheless the said George Robins although often required the said Two hundred Thousand pounds of tobacco to the said Lord Prop^{ry} hath not Rendered but hath hitherto denyed and doth still denye Whereupon the said Thomas Burford who as aforesaid for the said Lord Prop^{ry} in this behalfe prosecuteth sayth that the said Lord Prop^{ry} is the worse and hath Damage to the Vallue of Twenty thousand pounds of Tobacco: And this for the said Lord Prop^{ry} he is ready to Verify &c^a:

And the said George by Robert Carville his Attorney cometh and defendeth the force & Injury when &c and sayth that he cannot gain-say the ac^{on} aforesaid of the said Lord Proprietary against him the said George Nor but that he the said George doth owe to the said Lord Prop^{ry} the said Two hundred thousand pounds of tobacco in forme as the said Attorney Generall of the said Lord Prop^{ry} hath above Declared against him, and sayth nothing else thereto. By reason whereof the said Lord Proprietary Remaineth against the said George thereof without defence, Therefore it is Considered that the said Lord Prop^{ry} Recover against the said George the debt aforesaid and the Damages by occasion of the detaineing of the said Debt to _____ pounds of tobacco to the Lord Proprietary of his Assent by the Court here Adjudged, and nothing of mercy because the said George came here the first day by sumons &c:

(By order of the deft being present in Court)

This Judgment was Confessed in open Court by Robert Carville the Attorney of the Defendant the third day of Aprill 1683

W^m Cocks Clrke

cometh and Defendeth the force and injury when &c and prayeth Liberty to Imparle hereunto untill the next Provinciaall Court and it is granted unto him the same day is given to the plt Likewise Liber W. C.

Now here at this day to wit the second day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1683 came the said partyes by their Attorneys aforesaid and the said Marmaduke Goodhand by his said Attorney refuseth to make any farther Prosecution against the said John Lillingston in the plea aforesaid Itt is therefore considered by the Court here that the said Marmaduke Goodhand take nothing by his plea aforesaid but be in Mercy for his false Clayme therein and that the said John Lillingston goe thereof goe thereof without Day, and that the said John Lillingston Recover against the said Marmaduke the sume of _____ pounds of tobacco for his Costs and charges by him about his defense in this behalfe layd out & expended. and the said John may have thereof Execution

John Whittington ag ^t W^m Hemsley	}	Comand was given to the Sheriffe of Talbott County that he take William Hemsley If he should be found in his Baliwick and him safe keepe Soe that he have his body here the six and twentyeth day of September in the Seaventh yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683: to answeare unto John Whittington in a plea of debt: Which said Provinciaall Court wch on the said Sixth and twentyeth day of September was to be held as afores ^d was by his Lopps writ of Adjournment Adjourned untill the tenth day of October then next following, On wch Said Tenth day of October the sheriffe of Talbott County afores ^d made returne of the writ aforesaid that by vertue thereof he had taken the said John Whittington whose body he had ready as by the said writ he was comanded and the said William Hemsley Came then by John Rousby his Attorney and defended the force and Injury when &c and Prayed liberty to imparle hereunto untill next Provinciaall Court and It is granted unto him: the same day is given to the pl ^t also:
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Now here at this day (to wit) the Second day of Aprill in the Eighth yeare of the Dominion of The Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683: Came the said pties by their Attorneys aforesaid, and the said Jn^o Whittington by his said Attorney refuseth to make any farther prosecution against the said William Hemsley in the plea aforesaid It is therefore considered by the Court here that the said John Whittington take nothing by his writ aforesaid but be in mercy for his false clayme therein and that the said William Hemsley may goe thereof without day and that the said William hemsley recover against the said John Whittington the Sume of six hundred fifty six pounds of Tobacco p. 652

for his Costs and Charges by him about his defence in this behalfe layd out and expended and the Said William may have thereof Execution

Joseph Eaton	}	The Jury finding for the plt in this Cause Nine pounds five shillings Sterling With Costs of Suite the Deft by George Parker his Attorney moved in Arrest of Judgment and day is thereupon given to both parties untill the next Provinciaall Court
ag ^t John Wood		

Daniel Clocker	}	Michael Miller late of Kent County Sheriffe was attached to answeare unto Daniel Clocker of a plea of Trespasse of the Case
ag ^t Michael Miller		

And Whereupon the said Daniel by Robert Carvile his Attorney complaineth that Whereas at a Sessions of Generall Assembly begunn and held at the Citty of s^t Maries the sixteenth day of August in the yeare of our Lord 1681 there was Allowed to the said Daniel Clocker by the Said Assembly the Summe of One thousand foure hundred fifty and three pounds of tobacco to be payd him the said Daniel out of the publiq Leavy in the County aforesaid And the said Michael Miller being then Sheriffe of the said County of Kent did receive the said One thousand foure hundred fifty three pounds of tobacco soe Ordered to be payd to the said Daniel as aforesaid And the same One thousand foure hundred fifty three pounds of tobacco being in the posession of him the said Michael Miller recd as aforesaid he the said Michael Miller Did upon the fourth day of May 1682 at the Citty of st Maryes. Assure and promise the said Daniel Clocker that if the said Daniel did at any time then after Send for the said Tobacco. the Same should be readily and Conveniently paid to him the said Daniel Clocker or his order when the same should of him the said Michael be demanded And the said Daniel in fact sayth that he trusting to the promise of the said Michael in that behalfe made as aforesaid Did upon y^e fourteenth day of May aforesaid Send his Shallope with two hands in her by the said Daniel hyred to goe to the Said Michael Miller at his house in the County of Kent aforesaid there to Demand and receive of him the said Michael Miller the said ffourteene hundred fifty three pounds of Tobacco & put the same on board the said Shallope and the same soe received to pay and deliver to George Robotham of Talbot County March^t in satisfaccon for some Goods the said Daniel had bargained and agreed to buy of the said George Robotham & wch the servants of the said Daniel were to receive of the said George and bring with them to the said Daniel's house, And accordingly the said Servants of the said Daniel did with the said Shallope arrive at the said Michael Millers house in Kent County aforesaid upon the one and

twentyeth day of May aforesaid, and then and there Demanded of him the said Michael to pay the said fourteene hundred fifty three pounds of tobacco Yet the said Michael the said sune of fourteene hundred fifty three pounds of Tobacco to him the said Daniel to pay and Satisfy altogether denyed and refused whereby the said Daniel not onely Lost the benefit of his voyage with his Shallope and hands aforesaid but also the fruit and benefit of the bargain he had made with the said George Robotham as aforesaid, And thereupon he Sayth he is damnified and hath Losse to the value of ffoure thousand pounds of Tobacco And thereupon he bringeth his suite

Liber W. C.

And the said Michael Miller by Kenelm Cheseldyn his Attorney cometh and defendeth the force and Injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him the same day is given to the plt Likewise

Now here at this day to wit the Second day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq³ Doni 1683 came the said Partyes by their Attorneys aforesaid and the said Michael Miller by his said Attorney sayth that he did not assume upon himself in manner and forme as the said Daniel hath above Declared against him and of this he puts himself upon the Country. And the plt also

Itt was therefore comanded the sheriffe of S^t Maries County that he Cause to come here twelve &c. by whome &c and who neither &c. to Recognize &c because aswell &c.

On wch said Second day of Aprill in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) Richard Keene John Read Walter Woolverstone philip Lynes Thomas Witcherly John Hathway Thomas Love, Richard Edelen, Matthew Turner, William Somerhill, John Parsons & Thomas Cooke Who being Elected tryed and sworne to Say the truth in the p^rmisses upon their Oathes doe Say That the Said Michael Miller did Assume upon himself in manner and forme as the said Daniel hath above Declared against him and they Assesse the damage of the said Daniel to ffourteene hundred fifty three pounds of Tobacco Therefore It is Considered by the Court here that the said Daniel Recover against the said Michael the aforesaid sune of ffourteene hundred fifty three pounds of tobacco damages by the Juro^{rs} aforesaid in forme aforesaid Assessed and that the sd Daniel and Michael each of them pay their owne Costs and Charges by them in this behalfe Layd out and expended. And the sd Michael in mercy &c^a

Robert Carville

ag^t

John Hudson Adm^r of

John Hudson:

} Comand was given to the Sheriffe of Dorchester County that he take John Hudson Adm^r of the goods and Chattles of John Hudson If he should be found in yo^r Ballick and him Safe keepe Soe that he have

p. 654

Liber W.C. his body here the Six and twentyeth day of September in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq̃ Domj 1682 to answere unto Robert Carville gent in a plea of Trespasse upon the Case Which said Provinciaall Court wch on the said Six and twentyeth day of September was to be held as aforesaid was by his Lopps Writt of Adjournment Adjourned untill the tenth day of October then next following

On w^{ch} Said tenth day of October came William Smithson Sheriffe of the County aforesaid and made returne of the writ aforesaid that by vertue thereof he had taken the said John Hudson whose body he had ready as by the said writ he was comanded. and the Said John Hudson came then by Griffith Jones his Attorney and defended the force and injury when &c and Prayed Liberty to Imparle hereunto until next Provinciaall Court & it is granted unto him the same day is given to the plt likewise

Now here at this day to wit the third day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c. Annoq̃ Doni 1683: came the said Robert Carville in his proper pson and the said John Hudson by his Attorney aforesaid and the said Robert refuseth to make any farther prosecucon against the said John in the plea aforesaid It is therefore Considered by the Court here that the said Robert Carville take nothing by his plea aforesaid but be in mercy for his false clayme therein and that the said John Hudson goe thereof without day and that the said John Hudson recover against the said Robert Carville the sume of five hundred & sixteene pounds of tobacco for his Costs and Charges by him about his defence in this behalfe Laid out and expended. and the said John may have thereof Execution

Thomas Lord } Jacob Morrice late of S^t Maries County Planter was
ag^t } attached to answere unto Thomas Lord in a plea of
Jacob Morrice } trespassse upon the case

And Whereupon the said Thomas by Kenelm Cheseldyn his Attorney complayneth that whereas the said Jacob Morrice the Eleaventh day of November in the yeare of our Lord 1680 pretending unto the said Thomas Lord to have a good and Legall title by Lease from under the Right hono^{ble} the Lord Proprietary of this province of and to Eighty Acres of land lying in Chapticoe hundred and bounded by the land of one Summerhill Thomas Edwards and the Indian feild fence for the terme of twenty yeares of wch onely one yeare was past, did for the sume of three thousand pounds of Tobacco w^{ch} the said Thomas Lord did well and truly pay unto the said Jacob Morrice, the said Jacob did sell unto the said Thomas the Residue of his the said Jacobs terme of yeares in his pretended Lease of the said Land and also promise & Assume to the said Thomas to make him a good and Legall title

to the same when required thereunto, In Confidence whereof the said Thomas Lord did enter upon the said Eighty Acres of Land and did Cleare and build upon the same a tenn foot Dwelling house and a forty foot tobacco house and did possesse the same untill one John Greene Desireous to buy the same, The said Thomas Lord in further confidence of the said Jacobs promise of makeing him the said Thomas a good title to the Said Eighty Acres of Land as aforesaid did sell the same unto the said John Greene and also give unto him bond of tenn thousand pounds of Tobacco to make him a good title of the residue of the said Lease of the said Eighty Acres of Land by the tenth day of October Anno Doni 1680, In consideration of all w^{ch} the aforesaid premisses the said Jacob Morrice afterwards to wit the tenth day of December in the yeare of our Lord 1681 did Assume upon himselfe and to the said Thomas Lord did faithfully promise that he the said Jacob when thereunto required a good and firme Lease in Law of the said Tract of Land for the residue of the terme of twenty yeares of w^{ch} onely one yeare was past at the time of the seale of the said lease. of him the said Jacob to him the said Thomas would procure from the Said Right hono^{ble} the Lord Proprietary to the said Thomas and under Such rents and Covenants as the rest of his Lopps Tennants of Chaptico Manno^r doe generally enjoy their Leases, The said Thomas in fact sayth that he did pay the said sume of Three thousand pounds of tobacco to the said Jacob for the Land aforesaid and did Cleare and build a Tenn foot dwelling house and a forty foot tobacco house and also sold the Same as aforesaid to the said John Greene, Notwithstanding wch the said Jacob Morrice his promise and Assumption as aforesaid made to him the said Thomas little regarding but endeavouring and fraudulently intending him the said Thomas in that behalfe Craftily and Subtilly to deceive the Lease aforesaid to him the said Thomas as aforesaid from the said Lord Proprietary aforesaid hath not procured though often thereunto required that is to say the fifteenth day of December aforesaid in the yeare aforesaid, but the same as aforesaid to him the said Thomas from the said Lord Proprietary to procure hath denyed and still doth denye to the Damage of the said Thomas fifteen thousand pounds of tobacco And thereupon he bringeth his Suite

And the said Jacob Morrice by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and prayeth Liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the p^l^t Likewise

Now here at this day (to wit) the third day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c Annoq^d Doni 1683 Came the said partyes by their Attorneys aforesaid, and the Said Jacob Morrice by his said Attorney sayth that he did not Assume upon himself or to the said

Liber W. C.

p. 655

Liber W.C. Thomas make such promise as the said Thomas hath above declared against him and of this he puts himself upon the Country. And the plt Likewise

Itt is therefore comanded the sheriffe of St Maries County that he Cause to come here twelve &c. by whome &c. and who neither &c. to recognize &c. because aswell &c.

On wch said third day of Aprill in the yeare aforesaid Came the said partyes by their Attorneys aforesaid and the Juro^{rs} Impannelled being Called likewise came (to wit) James Bowling Thomas Hussey
 p. 656 Thomas Pemberton [Emanuel] Pitcher, Daniel Murphy Thomas Tillet, John Yeomans Daniel Clocker, John Tong, Stephen Luffe, Thomas Stonestreet & John Bradsher Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe Say that the said Jacob Morrice did assume upon himself and to the said Thomas Lord make such promise as the said Thomas hath above declared against him & that the said Jacob his said promise and Assumption with the said Thomas hath not kept but broken and they Assess the Damage of the said Thomas to Twelve thousand pounds of tobacco Itt is therefore considered by the Court here that the said Thomas Lord Recover against the said Jacob Morrice aswell the aforesaid sume of Twelve thousand pounds of Tobacco damages by the Juro^{rs} aforesaid in forme aforesaid Assessed as also the sume of Two thousand two hundred & twenty pounds of tobacco for Costs of Suite, and the Said deft in mercy &c

W^m Chesheire ag ^t Thomas Carvile	}	The Jury finding for the p ^{lt} in this cawse Twenty thousand pounds of tobacco with Costs of Suite & the Defendant guilty of Suborning witnesses against the plt The Defendant by Anthony Underwood his Attorney moved in Arrest of Judgment and Day is thereupon given to both partyes untill the next Provinciaall Court.
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W ^m Jameson als. Tong ag ^t Richard Royston	}	Comand was given to the sheriffe of Talbot County that he take Richard Royston If he should be found in his Baliwick and him safe Keepe soe that he have his body here the Six and twentyeth day of September in the seaventh yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c. Annoq Doni. 1682: to answere unto William Jameson als Tong in a plea of trespasse of the case. W ^{ch} said Provinciaall Court wch on the Said Six and twentyeth day of September was to be held as aforesaid was by his Lopps writ of Adjournment Adjourned untill the tenth day of October then next ffollowing, On wch said Tenth day of October. Cap ^t Jonathan Sybrey Sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he had taken the said Richard Royston whose body he had ready as
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by the same writ he was Comanded. And the said Richard Royston came then by Robert Carville his Attorney and defended the force and injury when &c^a and prayed Liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the plt likewise

Liber W. C.

Now here at this day to wit the Second day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c. Annoq̄ Doni 1683 came aswell the said Plt by Griffith Jones his Attorney as the said deft by his Attorney aforesaid And the said plt by his said Attorney refuseth to make any farther psecution against the Said deft in the Plea aforesaid Therefore It is Considered by the Court here that the said William Jameson a^{ts} Tong take nothing by his plea aforesaid but be in mercy for his false Clayme therein and that the Said Richard Royston goe thereof without day, and that the said Richard Royston Recover against the said William Jameson a^{ts} Tong the Sume of Eight hundred & twelve pounds of tobacco for his Costs and Charges by him about his defence in this behalfe Laid out and Expended, And the said Richard may have thereof Execution

W ^m Picke ag ^t Edward Mann	}	Edward Mann late of Treadhaven in Talbott County Marchant otherwise called Edward Mann of the Province of Maryland was Sumoned to answere unto William Picke of Old England of the Towne and County of Poole Marriner of a plea that he render unto him the full and Just sume of forty pounds & tenn shillings Sterl money w ^{ch} to him he oweth and from him unjustly detaineth	p. 657
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And Whereupon the said William Picke by George Parker his Attorney Sayth that Whereas the said Edward Mann the twenty Sixth day of March in the yeare of our Lord God 1679 by his Certaine bill or Writeing Obligatory sealed with the scale of him the said Edward Mann and here in Court produced Whose date is the day and yeare first above written did acknowledge himself to owe and stand indebted unto William Picke of Old England of the Towne and County of Poole Marriner the full and just sume of fforty pounds & tenn shillings Sterling money for the true payment of the same Sume he the said Edward Mann did thereby bind himself his heires Executors^{rs} & Assignes firmly by those presents unto the said Picke his heires or assignes at or upon the twenty fifth day of March next Ensueing the date of the said bill or writeing obligatory Notwithstanding wch the said Edward Mann the said sume of forty pounds and tenn shillings Sterling money to the said William Picke according to the teno^r of the said bill or writeing obligatory hath not payd although often thereunto required, but the same to pay hitherto hath denyed and Still Doth denye Whereupon the said William Picke sayth that he is damnified and hath

Liber W.C. Losse to the value of fifty pounds of Sterling money and thereupon hee bringeth his suite

And the said Edward Mann by John Rousby his Attorney cometh & defendeth the force and injury when &c^a and prayeth Liberty to imparle hereunto untill the next Provinciaill Court and it is granted unto him and the same day is given to the plt likewise

Now here at this day to wit the second day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni 1683 came the said William Picke by his Attorney aforesaid & offered himself against the said Edward Mann in the plea aforesaid but the said Edward Mann came not but made default Whereupon the said William Picke Remayneth against the said Edward Mann thereof wholly without defence It is therefore considered by the Court here that the said William Picke Recover against the said Edward Mann aswell the aforesaid Summe of fforty pounds and tenn shillings sterling money the debt aforesaid as also the summe of One Thousand pounds of Tobacco for costs of Suite and the said Defendant in mercy &c^a

Garrett Vanswearingen	} Thomas Taylor late of Dorchester County
ag ^t	
Thomas Taylor	} gentl was Sumoned to Answer unto Garrett Vanswearingen of a plea that he render unto him Thirteene thousand pounds of Tobacco wch to him he oweth and unjustly Deteyneth

And Whereupon the said Garrett by Robert Carville his Attorney complaineth that Whereas the said Thomas upon the Second day of May in the Yeare of our Lord 1681 at the Citty of St^t Maries by his certaine bill or writeing Obligatory sealed with the seale of him the said Thomas and here in Court produced Whose date is the day and yeare abovesaid Did acknowledge himself to be holden and firmly bound unto the Said Garret in the full summe and Just Quantity of thirteen thousand pounds of good sound Marchantable Tobacco in Caske to be payd to the said Garret Convenient in Dorchester or st Maries County at or upon the tenth day of October next Ensueing the date of the said writeing obligatory Yett Notwithstanding the said Thomas the said summe of thirteene thousand pounds of Tobacco though often thereunto in Dorchester County aforesaid he the said Thomas hath been requested hath not paid or satisfyed but the same to pay and Satisfy hath hitherto altogether denied and refused and still doth denye and refuse to pay the same to the Damage of him the said Garret Twenty thousand pounds of tobacco And thereupon he bringeth his Suite

And the said Thomas Taylor by Griffith Jones his Attorney cometh & Defendeth the force and injury when &c and Prayeth liberty to imparle hereunto untill next provinciaill Court and it is granted unto him and the same day is given to the plt likewise

Now here at this day to wit the second day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683 Came the said Garret Vanswearingen by his Attorney aforesaid and Offered himself against the said Thomas Taylor in the plea aforesaid but the said Thomas came not but made default It is therefore considered by the Court here that the said Garret Vanswearingen Recover against the said Thomas Taylor Aswell the aforesaid sume of thirteene thousand pounds of Tobacco debt as also the sume of Six hundred & twenty five pounds of tobacco for Costs of suite. and the Defendant in mercy &c.

W^m Digges Esq^r } Henry Exon late of s^t Maries County in the
ag^t } Province of Maryland Innholder was summoned to
Henry Exon } answeere unto William Digges Esq^r of a plea that
he render unto him Twenty seaven thousand
four hundred eighty four pounds of tobacco wch he oweth him
and unjustly Detaineth &c:

And Whereupon the said William by Thomas Burford his Attorney sayth that Whereas the said Henry the twentyeth day of March in the yeare of our Lord 1682 at the City of s^t Maryes did accompt with the Said William of divers Sumes of tobacco by the said Henry to the said William before that time due & unpaid Upon wch accompt the said Henry was found in Arreares to the said William in the sume of Twenty seaven thousand four hundred eighty four pounds of tobacco to be paid unto the said William when he should be thereunto required Nevertheless the said Henry Although often required the said Twenty seaven thousand four hundred Eighty four pounds of tobacco to the said William hath not paid but hath hitherto denyed and doth still denye to the Damage of the sd William Tenn thousand pounds of tobacco and thereupon he bringeth his suite

And the said Henry in his proper person cometh and defendeth the force & Injury when &c and sayth that he cannot Gainsay the accon of the said William aforesaid against him the said Henry Nor but that he the said Henry doth owe to him the said William the said twenty seaven thousand four hundred Eighty four pounds of Tobacco in forme as the said William above against him hath declared and **Sayth** no thing else thereto By reason of wch the said William remayneth against the said Henry thereof without defence Therefore It is Considered that the Said William Digges Recover against the said Henry Exon his Debt afores^d and his Damages by Occasion of the detaineing of that debt to.

p. 659

pounds of tobacco to the said William of his Assent by the Court here adjudged and no thing of mercy because the said

Liber W.C. Henry came here the first day by Sumons &c^a
 Taken and Acknowledged the third day of
 Aprill 1683 before me **Vincent Lowe**

W^m Coursey
 ag^t } Comand was given to the sheriffe of S^t Maries
 Thomas Vaughan } County that by good and legall men of his bali-
 wick he make knowne to Thomas Vaughan that
 all excuses sett apart he be and appeare before
 the Justices here the nine and Twentyeth day of March in the
 eighth yeare of the Dominion of the Right hono^{ble} Charles Lord
 Baltemore &c Annoq³ Doni 1683 to shew Cause if any he hath
 why execution should not passe against him upon a Recognizance
 Entered into by the said Thomas Vaughan to the said William
 Coursey bearing date the one and twentyeth day of March Annoq³
 Doni 1681 for the sume of Two hundred thousand pounds of
 tobacco :

On wch said nine and twentyeth day of March in the yeare afore-
 said Joshua Doyne gent Sheriffe of the County of S^t Maries afore-
 said made returne of the writ aforesaid that by vertue thereof he
 had by good & Lawfull men of his baliwick made Knowne to the
 said Thomas Vaughan to be and appeare here as by the said writ
 he was commanded

Afterwards to wit the thirtyeth day of March in the yeare afore-
 said came the said William Coursey by Robert Carvile his Attorney
 and the said Thomas in his proper pson and the said Thomas sayth
 that he cannot Gainsay the accon of the said William aforesaid
 against him the said Thomas Nor but that he the said Thomas doth
 owe to him the said William the said Sume of Two hundred thou-
 sand pounds of tobacco and sayth nothing else thereto By reason
 of wch the said William remayneth against the said Thomas thereof
 without defence, It is therefore considered by the Court here that
 the said William Coursey Recover against the said Thomas Vaughan
 aswell the aforesaid sume of Two hundred thousand pounds of
 tobacco debt as also the sume of ffive hundred and twenty pounds
 of tobacco for Costs of suite and the Defendant in mercy &c^a

W^m Leeds
 ag^t } George Abbott late of Calvert County was attached
 George Abbott } to answere unto W^m Leedes of a plea of Trespass of
 the Case

And Whereupon the said William by Robert
 Carvile his Attorney sayth that whereas the said William Leedes
 upon the Sixteenth day of June in the yeare of our Lord 1681 at
 Miles River in Talbot County was possessed of one Man servant
 named William Berry of the Vallue and price of three thousand
 five hundred pounds of tobacco as his proper Servant, and see
 thereof being posessed the said Servant out of his hands and poses-
 sion Casually lost, which Servant Afterwards that is to Say the

tenth day of July in the yeare aforesaid at the Clifts in Calvert County to the hands and posession of the said George by finding came, Notwithstanding the said George knowing the Servant aforesaid to be the proper Servant of the said William and to the said William of right to belong and appertaine Craftily and fraudulently Intending the said William in that behalfe Craftily and Subtily to defraude and deceive, the said Servant to the said William though often thereunto requested hath not delivered but the servant aforesaid afterwards that is to Say the Eight and twentyeth day of July in the yeare of our Lord 1682 at the Clifts aforesaid to his owne proper use and proffit Converted and disposed to the Damage of the said William Seaven thousand pounds of Tobacco. And thereupon he bringeth his suite

Liber W. C.

And the said George Abbott by George Parker his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the plantiffe likewise

Now here at this day (to wit) the one and thirtyeth day of March in the Eighth yeare of the Dominion of the Right hon^{ble} Charles Lord Baltemore &c Annoq^{ue} Doni 1683 came the said partyes by their Attorneys aforesaid, and the said George Abbott by his said Attorney sayth that he is not guilty of the trover and Conversion in manner and forme as the plt above in his Declaration hath declared. and of this he puts himself upon the Country, And the p^{lt} likewise,

Itt is therefore Comanded the sheriffe of S^t Maries County that he Cause to come here Twelve &c by whom &c and who neither &c to Recognize &c because aswell &c.

On wch said one and thirtyeth day of March in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Jurors impannelled being called likewise came (to wit) James Bowling Thomas Hussey, Thomas Pemberton Eman^l Pitcher Anthony Evans Daniell Murphy, Thomas Tillet. John Tong, Jacob Morrice, stephen Luffe, Thomas Stonestreet and John Bradsher Who being elected tryed and Sworne to say the truth in the premises Upon their Oathes doe Say that the said George Abbott is not guilty of the trover and Conversion in manner and forme as the p^{lt} above in his Declaration hath declared Therefore It is considered by the Court here that the Said William Leeds take nothing by his plea aforesaid but be in mercy for his false Clayme therein. And that the said George Abbott goe thereof without Day. and that the said George Abbott Recover against the said William Leedes the sume of Two thousand one hundred Sixty and Seaven pounds of tobacco for his Costs & Charges by him about his defence in this behalfe Layd out and Expended And the said George may have thereof Execution

Liber W.C. John Whittington }
 ag^t } This Nonsuite Entered before:
 William Hemsley }

p. 66r Walter Smith } Comand was given to the Sheriffe of The County
 ag^t } of Calvert that whereas Walter Smith of the same
 Daniel Phillips } County before the Justices here the sixteenth day
 of October in the Seaventh year of the Dominion
 of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1682
 by the Consideracon of the same Justices Recovered against Daniel
 Phillips late of Calvert County Plant^r his possession of one Messuage
 and one thousand Acres of Land in Calvert County aforesaid Called
 Brooke Ridge w^{ch} Richard Smith and Elizabeth his wife and Chris-
 topher Baynes and Ann his wife to him the said Walter did demise
 for a Terme wch is not yet past w^{ch} the said Daniel Phillips from
 him unjustly Deteyned

Itt was therefore Comanded the Corron^r of the County aforesaid
 that to him the said Walter Smith his posession of the said Mes-
 suage and One thousand Acres of Land Called Brooke Ridge
 without delay he should Cause to be had and given and in what
 manner he should Execute the Same writ that he should make
 Knowne to the Justices of the Provinciaall Court to be held at the
 City of St Maries the thirteenth day of ffebruary then next

Which said Provinciaall Court wch on the said thirteenth day of
 ffeb^{ry} was to be held as aforesaid was by his Lopps writ of Adjourn-
 ment Adjourned untill the seaven and twentyeth day of March then
 next following

On wch said Seaven and twentyeth day of March John Craycroft
 Gentl. Corron^r of the County aforesaid made returne of the writt
 aforesaid that on the second day of ffebruary Anno Doni 1682
 peaceable and quiet posession and seizen of the Lands & heredita-
 ments aforesaid was had and taken by him the said Coroner and by
 him delivered to the said Walter Smith according to all things
 as the Law in that Case requires

Thomas Hagelton	}	These six Causes are continued untill next Court
ag ^t		
Thomas Truman		
The Lord Prop ^{ry}		
ag ^t		
Josias Seward		
The same		
ag ^t		
Thomas Clipsham		
William Burges		
ag ^t		
Richard Hill		

Liber W.C.	Gerrard Slye	}	These foure Causes are agreed.
	ag ^t		
	Daniel Carnel		
	William Hemsley		
	ag ^t		
	Thomas Emmerson		
	The same	}	
	ag ^t		
	The same		

p. 663	Henry Parker	}	
	ag ^t		
	John Richardson & ux	}	
	Adm ^{rx} of Henry Bradley		
	Edward English	}	
	ag ^t		
	William Nowell	}	
	John Richardson & ux Adm ^r		
	of Henry Bradley	}	
	ag ^t		
	Henry Parker	}	
	Francis Swinfen		
	ag ^t	}	
	William Sheppard		
	Henry Johnson	}	
	ag ^t		
	John Hall	}	
	Robert Yeates & W ^m Jones		
	ag ^t	}	
	Thomas Vaughan		
	Thomas ffrancis	}	
	ag ^t		
	James Ewstis	}	
	Marmaduke Goodhand		
	ag ^t	}	
	Matthew Erreckson		
	William Gaskins	}	
	ag ^t		
	Andrew Skinner	}	
	Michael Miller		
	ag ^t	}	
	Abraham Baker & ux Ex ^{rx}		
	of John Neck	}	
	Edward English		
	ag ^t	}	
	William Nowell		

These sixteene Causes are agreed :

Liber W. C.

Nathanael Garret }
 ag^t }
 Dermond Oholoham }
 Timothy Parker & Comp^a }
 ag^t }
 George Thompson }
 Griffith Jones }
 ag^t }
 Edward Cooke }
 Martha Ridgely widdow }
 ag^t }
 Samuel Jefferson }
 Joshua Guibert }
 ag^t }
 Samuel Jefferson }

p. 664

Stephen Manwaring }
 ag^t }
 Samuel Jefferson }
 The same }
 ag^t }
 The Same }
 Robert Cole }
 ag^t }
 Samuel Jefferson }
 William Willowby }
 ag^t }
 Thomas Plummer }
 Thomas Gooterdge }
 ag^t }
 John Pitt }

These five Causes are agreed

The hono^{ble} Philip Calvert Esq^r }
 & Jane his wife }
 ag^t }

This accon abates the p^{lt} being Dead

John Baker }
 James Mills }
 ag^t }
 John Stanesby }
 The same }
 ag^t }
 The same }

These two accons abate the Deft being Dead

Philip Calvert Esq^r }
 ag^t }

This accon abates the p^{lt} being Dead:

Michael Miller

Lancelot Talbott: } **Ordered** that the Comission to James Murphy
 ag^t } & Jn^o Edmondson Audito^{rs} by the Court for-
 Thomas Vaughan } merly in this Cause appointed be and is hereby

Liber W. C.

Renewed Returnable at the next Provinciall Court

Priscilla Holland Adm ^r	}	This Cause is struck of the Docquet by the Court neither plt nor Deft appearing to psecute the same.
of James Holland		
ag ^t		
John Beamon		

Jonathan Sybrey	}	This Cause being upon a writ of Erro ^r from Cecill County Court It is Continued untill next Provincially Court
ag ^t		
Henry Ward:		
John Parsons	}	Comission haveing issued to Majo ^r Thomas Taylor & Garrett Vanswearingen Audito ^{rs} in this Cause by the Court here appointed & they not haveing returned their Report thereof by the last day of this Court this Cause is Continued untill next Court
ag ^t		
Alexander Dennett		

p. 665	John Bird	}	}	The defts by John Rousby their Attorney appeare and imparle untill next Provincially Court
	ag ^t			
	William Wadecar	}		
	Edward Leach			
	ag ^t	}		
	John Chafe			
	John Quann	}		
	ag ^t			
	Richard Holland & Hannah his wife	}		
	The Same			
	ag ^t	}		
	Richard Holland & Hannah his wife late Hannah			
	Alexander of Treadavon	}		
	Richard Bailey			
	ag ^t	}		
	William Rawles			
	John Gatterlea	}		
	ag ^t			
	William Carpenter	}		
	Thomas Taylor			
	ag ^t	}		
	William Rawles			
	John Edwards	}		
	ag ^t			
	James ffrissell & Ann ux	}		
	Robert Skinner			
	ag ^t	}		
	John Wright			

Liber W. C.

Thomas Courtney }
ag^t

Lewis Jones }

John Locker }

ag^t

John Sunderland }

Henry Gifford }

ag^t

William Sedwick }

John Gallwith }

ag^t

Samuel Goosey }

Nicholas Painter & ux }

ag^t

Edward Lloyd }

The same }

ag^t

The same }

James Mills }

ag^t

Owen Newen }

John LeMarre }

ag^t

James Wheeler }

Peter Kervan Francis }

Blake & James Bodkin }

Ex^{ts} of Dominick Bodkin }

ag^t

Edward Pye Esq & ux Ad^x
of Benjamin Rozer Esq decd }

The same }

ag^t

The Same }

James Ringold }

ag^t

Michael Miller }

George Powell }

ag^t

Cleoborne Lomax }

James Mills }

ag^t

Joshua Doyne }

Richard Reeves }

ag^t

Stephen Murty }

The defts by George Parker their At-
torney appear and Imparle untill the
next Provinciall Court

p. 666

The Defend^{ts} in these ac^{ons} ap-
peare by Thomas Burford their
Attorney & imparle untill the next
Provinciall Court

Liber W.C.	The same	}	
	ag ^t	}	
	William Roswell	}	
	Thomas Sikes	}	
	ag ^t	}	
	Edward Maddox	}	
	Peter Kervan ffrancis Blake	}	
	& James Bodkin Ex ^{rs} of	}	
	Dominick Bodkin	}	
	ag ^t	}	
	Edward Pye & Ann ux	}	
	Admx of Benjamin Rozer	}	
	James Mills	}	
	ag ^t	}	
	Jarvis Lassells	}	
	The Same	}	
	ag ^t	}	
	John ffisher	}	
	Joseph Eaton	}	
	ag ^t	}	
	Vincent Lowe Esq	}	The p ^{lt} haveing filed two bills ag ^t the deft being one of the Justices of this Court, the Deft by Kenelm Cheseldyn his Attorney appeares and Imparles untill next Provinciall Court
	The Same	}	
	ag ^t	}	
	The Same	}	
p. 667	Marke Cordea	}	
	ag ^t	}	
	Symon Spratling	}	
	James Mills who aswell &c	}	
	ag ^t	}	
	Thomas Heath	}	
	James Congden	}	
	ag ^t	}	
	Thomas Cooke	}	
	Daniel Lopdell	}	
	ag ^t	}	
	Thomas Cooke	}	
	Griffith Jones	}	
	ag ^t	}	
	Joseph Weekes	}	
	Henry Lewis	}	The Defts by Kenelm Cheseldyn their Attorney appears and Imparle untill next Provinciall Court
	ag ^t	}	
	Garret Vanswearingen	}	
	James Mills	}	
	ag ^t	}	
	Thomas Pemberton	}	

The Same }
 ag^t }
 John Walls }
 The same }
 ag^t }
 The same }
 The same }
 ag^t }
 The same }

John Rousby }
 ag^t }
 Edward English }
 Robert Carville }
 ag^t }
 William Hemsley }
 John Atkey }
 ag^t }
 John Edmondson }
 Kenelm Cheseldyn }
 ag^t }
 John Pollard }
 Thomas Martin }
 ag^t }
 Joseph James }

The defts by Griffith Jones their Attorney ap-
 peare and Imparle untill next Provinciaall Court

Martha Ridgely }
 ag^t }
 William Windowe }
 Unlessse the deft appeare next Court The sher-
 iffe of Ann Arrundell County Amerced:

John Llewelin }
 ag^t }
 John Worth }
 Unlessse the deft appeare next Court the sheriffe of
 Kent County Amerced

p. 668

James Figett }
 ag^t }
 George Wells }
 Stephen Murty }
 ag^t }
 Richard Royston }
 The Defts by Robert Carville their Attorney
 appeare & Imparle untill next Provinciaall Court

Thomas Bankes Adm^r of }
 George Beckwith }
 ag^t }
 Robert Bryant }
 John Lane & Mary ux Ad^x }
 of John Markes }
 ag^t }
 Robert Clarke }

These two accons are agreed

Liber W.C. Aprill the 1st 1683:

Came into open Court James Phillips of Baltemore County & acknowledged himself to be Surety for James Mills of the same County gentl for the Costs to be taxed in all the ac^ons now depending between the said James Mills plt and Thomas Pemberton and John Walls or either of them defts: If it shall happen that the said James Mills therein shall be Cast and doe not satisfy and pay the Same

Test: W^m Cocks Cl^ke

W ^m Digges Esq ^r Adm ^r of Edward Oistin ag ^t William Dixon & a ^{ts} Ex ^{rs} of Wenlock Christenson	}	This Cause being upon a writ of Enquiry of damages & the Jury haveing found for the plt Tenn thousand pounds of Tobacco damages with Costs of suite, The defts by Kenelm Cheseldyn their Attorney moved in Arrest of Judgment
--	---	--

And Day is thereupon given to both partyes untill next Provinciaall Court

John Hartwell ag ^t Thomas Keeting	}	This Cause is Struck of the Docquet Neither p ^t nor deft appeareing to prosecute:
--	---	---

Martha Ridgely Ex ^x of Robert Ridgely ag ^t John Hyland	}	Edward English gentl sheriffe of Cecill County haveing formerly returned a Cepi Corpus in this Cause and not haveing the body of the Deft here this Court the same Sheriffe is Amerced unto his Lspp the Lord
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Proprietary the Sume of forty shillings sterling & ordered to have the body of the Deft here at the next Court

Raymond Stapleford ag ^t Thomas Cooke:	}	This accon being for Twenty two pounds Six shillings and Tenn pence sterling the plt by Robert Carvile his Attorney moved for Spe- ciall bayle to the Said ac ^o n: Whereupon the Court this day to wit the third day of Aprill in the Eighth yeare of the [Dominion] of the Right hono ^{ble} Charles Lord Baltemore &c ^a Annoq ^o Doni 1683 comitted the said Thomas Cooke into the custody of the sheriffe of S ^t Maries County there to remaine untill he find Speciall bayle to the accon aforesaid
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p. 669

On wch said third day of Aprill came the said Thomas Cooke into open Court with John Woodward of Dorchest^r County his Surety who undertooke for the said Thomas Cooke in the said sune of Twenty two pounds Six shillings and tenn pence Sterling and also for the Costs in this Cause by this Court to be taxed to be Leavyed of and upon his Lands and tennements goods and Chattles

to the use of the said Raymond Stapleford the plantiffe Upon this Condition that if the said Thomas Cooke shall be Cast in this Cause and shall not render himself himself to the prisson of the sheriffe of S^t Maries County or pay and Satisfy the Condempnation thereupon that then he the Said John Woodward will Satisfy and pay the Same

Liber W. C.

James Congden } This ac^{on} being for two and twenty pounds Sterl.
ag^t } the p^{lt} by Griffith Jones his Attorney moved the
Thomas Cooke } Court for Speciall bayle and it is granted unto him,
Whereupon came into Open Court the said Thomas
Cooke with Jacob Lookerman and Thomas Richardson of the
County of Dorchester his Suretyes Who acknowledged in open
Court that if the said Thomas Cooke should be cast in this accon
and and doe not satisfy the Condemnation thereupon or render his
body to the prisson of the Sheriffe of s^t Maries County that then
they the said Jacob Lookerman and Thomas Richardson will satisfy
and pay the same Wch Security wee accepted of by the plts Attor-
ney And the deft by Kenelm Cheseldyn his Attorney appeares and
Imparles untill the next Provinciaall Court :

James Congden } This ac^{on} being for sixteene hundred pounds of
ag^t } tobacco the plt by Griffith Jones his Attorney moved
Thomas Cooke } the Court for Speciall Bayle and it is granted unto
him Whereupon came into open Court the said
Thomas Cooke with Jacob Lookerman and Thomas Richardson of
the County of Dorchester his suretyes Who acknowledged in open
Court that if the said Thomas Cooke should be Cast in this ac^{on}
and doe not satisfy and pay the Condempnation thereupon or render
himself to the Prisson of the sheriffe of st Maries County That
then they the said Jacob Lookerman and Thomas Richardson will
satisfy & pay the same wch Security was accepted of by the p^{lts}
Attorney and the Deft by Kenelm Cheseldyn his Attorney appeared
& Imparled untill next Provinciaall Court

Peter Kervan ffrancis Blake } Comand was given to the Sheriffe of p. 670
& James Bodkin Ex^{rs} of } S^t Maries County that he take Lydia
Dominick Bodkin decd } Solley Adm^x of the goods and Chattles
ag^t } of Benjamin Solley decd If she should
Lydia Solley Adm^{rx} of } be found in his Baliwick & her safe
Benjamin Solley decd: } keepe soe that he have her body here
the thirteenth day of ffebruary in the
Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord
Baltemore &c^a Annoq̄ Doni 1681 to answer unto Peter Kervan
ffrancis Blake and James Bodkin Ex^{rs} of the Last will and Testa-
ment of Dominick Bodkin decd in a plea of Trespass of the

Liber W.C. Case, Which said Provinciall Court wch on the said thirteenth day of ffebruary was to be held as aforesaid was by his Lopps writ of Adjournment Adjourned untill the seaven & twentieth day of March then next Ensueing, On wch said Seaven & twentyeth day of March Joshua Doyne gent^l Sheriffe of s^t Maryes County aforesaid made returne of the writ aforesaid That the said Lydia Solley is not to be found in his Baliwick Whereupon came the said Peter ffrancis and James by Robert Carvile their Attorney and prayed an Attachment against the Goods Chattles & Debts of the said Lydia Solley according to an Act of Assembly in that case made and provided, & it is granted unto him by the Court here :

Peter Kervan Francis Blake & James Bodkin Executo ^{rs} of Dominick Bodkin Decd: ag ^t Thomas Marshall Adm ^r of Samuel Raspin decd	}	Comand was given to the Sher- iffe of Charles County that he take Thomas Marshall Adm ^r of the goods and Chattles rights and Creditts of Samuel Raspin decd If he should be found in his Baliwick and him Safe keepe Soe that he Should have his
--	---	---

body here the thirteenth day of ffebruary in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq³ Doni 168²₃ : to answere unto Peter Kervan ffrancis Blake & James Bodkin Ex^{rs} of the Last will and Testament of Dominick Bodkin decd of a plea of Trespass of the Case, Which said Provinciall Court wch on the said thirteenth day of ffebruary was to be holden as aforesaid was by his Lopps writt of Adjournment Adjourned untill the Seaven & twentyeth day of March then next following, on which said Seaven and twentyeth day of March Coff William Chandler Sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof he hath taken the body of the Said Thomas Marshall but cannot have him here as he is required by reason he hath broke the prisson of the County and fled

The Same ag ^t Thomas Marshall	}	Comand was given to the Sheriffe of Charles County that hee take Thomas Marshall If he should be found in his baliwick & him safe keepe Soe that he have his body here the thirteenth
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p. 671

day of ffebruary in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annq³ Doni 1682 to answere unto Peter Kervan ffrancis Blake and James Bodkin Executo^{rs} of the Last Will and Testament of Dominick Bodkin decd of a plea that he render unto them one Pattent and Deed touching the Land called the Mill Dam in Charles County and which from them he unjustly Detayneth, Which said Provinciall Court wch on the said thirteenth day of ffebruary was to be held as afore-

said was by his Lopps writt of Adjournment Adjourned untill the Seaven and twentyeth day of March then next Ensueing Liber W. C.

On w^{ch} said Seaven and twentyeth day of March Coff William Chandler sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof he hath taken the said Thomas Marshall but cannot have his body here as he is required by reason he hath broke the prisson of the County & fled:

Peter Kervan Francis Blake & James Bodkin Ex ^{rs} of Dominick Bodkin decd: ag ^t Thomas Marshall	}	Comand was given to the sheriffe of Charles County that he take Thomas Marshall If he should be found in his baliwick & him Safe keepe Soe that he have his body here the thirteenth day of ffebruary in
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the Seaventh year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̄ Doni 168³/₄: to answere unto Peter Kerwan ffrancis Blake and James Bodkin Executo^{rs} of the Last will and Testament of Dominick Bodkin decd of a plea that he rend^r unto them his reasonable Accompt for the time he was the Baliffe of them the Said Peter ffrancis and James att the Mill Dam at the head of Wiccocomoco in Charles County and w^{ch} to them to rend^r he ought

W^{ch} said Provinciaill Court wch on the said thirteenth day of ffebruary was to be held as aforesaid was by his Lopps writ of Adjournment Adjourned untill the the seaven & twentyeth day of March then next Ensueing

On wch said seaven and twentyeth day of March Coff William Chandler sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof he tooke the body of the said Thomas Marshall but could not have his body here as was required By reason he hath broke the prisson of the County and filed:

James Ringold ag ^t	}	The defts by Robert Carvile their Attorney appear & imparle untill next Provinciaill Court
Elias: King		
James Ringold ag ^t		
Allen Smith		
James Bodkin ag ^t Thomas Marshall	}	Comand was given to the sheriffe of Charles County that he take Thomas Marshall Mill Wright if he should be found in yo ^r baliwick and him safe keep Soe that he should have his body here the Seaven and twentyeth day of March in the Eighth yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c Annoq̄ Doni 1683 to answere unto James Bodkin of the County afores ^d Marchant in a Plea of trespassse on the Case

p. 672

Liber W.C. On w^{ch} seaven and twentyeth day of March Coll William Chandler Sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof hee tooke the said Thomas Marshall but could not have his body here as he was required by reason he hath broke the Prisson of the County and fled :

Lewis Jones ag ^t Thomas Courtney	}	The Deft by Robert Carvile his Attorney ap- peares and Imparles untill the next Provinciaall Court :
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Robert Yeates & W ^m Jones ag ^t Thomas Vaughan	}	Comand was given to the sheriffe of Talbot County that he take Thomas Vaughan If he should be found in his baliwick & him safe keepe soe that he should have his body here the Seaven and twentyeth day of March in the Eighth yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c Annoq Doni 1683 to satisfy unto Robert Yeates and William Jones of Bristoll in the Kingdome of England aswell the sume of three thousand foure hundred pounds of tobacco a certaine Debt recovered against him at a Provinciaall Court held at the Citty of st Maries the thirteenth day of October Annoq Doni 1682 whereof he is Convict as also the sume of Six hundred twenty seaven pounds of tobacco for Costs of suite
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On wch said seaven and twentyeth Day of March Cap^t Jonathan Sybrey sheriffe of the County aforesaid made returne of the writ aforesaid that the same is Satisfyed unto M^r Anthony Underwood

The Same ag ^t The Same	}	The same Execution Issued for the same Debt and the same Costs & the same returne made by Jonathan Sybrey Sheriffe
---	---	--

The Same ag ^t John Edmondson	}	The like Execution Issued for the Same debt and the Costs of Suite aforesaid. And the same returne made ut Supra
---	---	--

p Jonathan Sybrey sher :

Barbara Bell ag ^t William Hemsley	}	The deft by John Rousby his Attorney appears & imparles untill next Court
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p. 673 Ambrose Barnes ag ^t William Coursey John Edmondson ag ^t Thomas Vaughan	}	The defts by Robert Carvile their Attorney appeare and Imparle untill next Court
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Jane Calvert Adm ^{rx} of	} The deft by Kenelm Cheseldyn his Attorney appears & Imparles untill the next Provincially Court	Liber W. C.
Philip Calvert Esq		
ag ^t		
Michael Miller		

William Dorrington	} Comand was given to the sheriffe of Dorchester County that he take John Pope otherwise Called John Pope of Little Chaptanke If he should be found in his Baliwick & him Safe keepe soe that he should have his body here the seaven and twenty day of March in the Eighth yeare of the Dominion of the Right hono ^{ble} Charles Lord Baltemore &c ^a Annoq Doni 1683 to answere unto William Dorrington of a plea that he Render unto him One Man Servant w ^{ch} to him he oweth and unjustly Detaineth:
ag ^t	
John Pope	

On wch said seaven and twentyeth day of March William Smithson sheriffe of the County aforesaid made returne of the writ aforesaid That the said John Pope doth Abscond himself Whereupon this day (to wit) the thirtyeth day of March in the yeare aforesaid came the said William Dorrington by Robert Carville his Attorney and prayed an Attachment against the goods Chattles and debts of the said John Pope according to an Act of Assembly in that Case made and provided, and it is granted unto him by the Court here:

John Richardson	} The sheriffe of Cecill County haveing returned a Cepi in this Cause and not haveing the body of the deft here in Court The same sheriffe in open Court assigned over to the plt the bayle bond by him taken for the appeareance of the said deft here this Court to answere to the said plt in this Cause. And it was accepted of by Griffith Jones the plts Attorney:
ag ^t	
William Trego :	

John Richardson	} Unlesse the Def ^t appeare next Court W ^m smithson sheriffe of the County of Dorchester Amerced :
ag ^t	
William Trego	
John Richardson	} The deft appeares by Robert Carville his Attorney and Imparles untill the next Provincially Court
ag ^t	
John Hungerford	
The Same	
ag ^t	
The same	

Edward lLoyd	} March y ^e 30 th 1683:	p. 674
ag ^t		
Nicholas Painter & Judith		
his wife Adm ^{rix} of	} Then came into open Court ffrancis Maldin of Calvert County and acknowledged himself to be Surety for	
William Parker. Decd		

Liber W.C.	The Same	}	the Said Edwd lLoyd the p ^{lt} in these three acc ^{ns} . that if he the said Edward lLoyd should be Cast in the same acc ^{ns} or in any of them and shall not satisfy and pay the condemn ^{on} thereupon that then he the said ffrancis Malden will pay and satisfy the same, And the said Nicholas Painter in his proper person appears and Imparles untill the next Provincia ^l Court :
	ag ^t		
	The Same		
	The Same		
	ag ^t	}	the Said Edwd lLoyd the p ^{lt} in these three acc ^{ns} . that if he the said Edward lLoyd should be Cast in the same acc ^{ns} or in any of them and shall not satisfy and pay the condemn ^{on} thereupon that then he the said ffrancis Malden will pay and satisfy the same, And the said Nicholas Painter in his proper person appears and Imparles untill the next Provincia ^l Court :
	The Same		

George Abbott	}	The deft by Charles Boteler his Attorney appears and Imparles untill the next Provincia ^l Court :
Philip Jordan		

John Bearcroft	}	The p ^{lt} haveing Sued out a Special fieri facias against the goods &c of the said William Williams for a Judgment formerly by him obteyned in this Court ag ^t the estate of the said Williams in the hands of the Said Jane Adm ^{rx} as aforesaid, and the sheriffe of st Maries County haveing returned, Nulla bona, It is ordered by the Court this day (to wit) the thirtieth day of March Anno Doni 1683: that the said special fieri facias be renewed, and that the sheriffe Impannell a Jury to Enquire Whether the Said John Watson & Jane his wife have in their hands of the Estate of the said William Williams Sufficient to satisfy the said Judgm ^t or any part thereof and how much thereof, Or whither the said John & Jane have wasted or Eloynd or to their owne use have converted soe much of the Estate of the said William Williams as will amount to the Sume in the said Judgment mentioned or how much thereof, and that then the said sheriffe Execute the Same: When found by the Jury as aforesaid
John Watson & Jane his wife Adm ^{rx} of William Williams decd :		

Nicholas Greenbury	}	The Deft by Nicholas Painter his Attorney appears & imparles untill the next Provincia ^l Court
Henry Exon		

John Abington	}	This ac ^{on} being upon a Scire facias the Deft appears by Robert Carville his Attorney and Imparles untill next Provincia ^l Court
Thomas Truman		

Thomas Tasker	}	In Ejectment Thomas Cosden Guardian of William Brooke Lessee plt ag ^t Thomas Medley Tennant in possession Deft This Accon abates the Deft being Dead :
John Broome		

Stephen Murty	} Charles Quigley late of Charles County in the	Liber W. C. p. 675
ag ^t		
Charles Quigley	} Province of Maryland gent was attached to an-	
	} swere unto Stephen Murty gent ^l of a plea why	

by force and Armes All that parcell of land called the Mill Dam Lyeing in Charles County at the head of Wiccocomoco River on the West side of Zachaiah Swampe Beginning at a bound tree of John Grubbs land being a bounded Gum Runing thence west South west Seaventy perches to a bounded Locust post, thence south south east two hundred and Eighty perches to a bounded Locust standing by Coates's Store Thence binding with the Maine ffrsh and Swampe to the first bounded tree Containing fifty Acres more or less, one dwelling house one Kitchen, one Stable One Water Mill house with two Grist Mills under one roofe, one Store house one hogg house thereon erected with Other the appurtenances to the Said Dwelling house Mill house Mills Land and premisses belonging and appertaineing, which Peter Kervan ffrancis Blake & James Bodkin Executo^{rs} of the last will and Testament of Dominick Bodkin to him the Said Stephen Murty demised for a terme not yet past he Entered, & him out of his ffrarme aforesaid Ejected, and other Enormities to him did to the hinderance of the Execution of the will aforesaid and against the peace of the Lord Prop^r

And Whereupon the said Stephen by Robert Carville his Attorney complayneth that Whereas the aforesaid Peter Kervan ffrancis Blake and James Bodkin Executo^{rs} of the Last will and Testament of Dominick Bodkin aforesaid Upon the first day of November in the year of our Lord 1682 Att Wiccocomoco in Charles County aforesaid Did demise to the aforesaid Stephen All that parcell of land called the Mill Dam Lyeing in Charles County aforesaid at the head of Wiccocomoco River on the west side of Zachiah Swampe, Begining at a bounded tree of John Grubbs land being a bounded Gum Runing thence west south west Seaventy perches to a bounded Locust post, thence south south east Two hundred and Eighty perches to a bounded Locust standing by Coates's Stoare, thence binding with the Maine ffrsh and Swampe to the first bound tree containeing fifty Acres more or lesse, One Dwelling house one Kitchen one Stable one water Mill house with two Grist Mills under one Roofe one store house one hogg house thereon Erected with other the appurtenances to the said Dwelling house Mill house Mills Land and premisses belonging and appertaineing To have and Occupy to the said Stephen his Ex^{rs} and Assignes from the said first day of November aforesaid to the full end and terme of three yeares then next Ensueing & fully to be Compleat and ended, By vertue of wch Demise the said Stephen into the Dwelling house Mills Lands and premisses aforesaid with the appurtenances entered & was thereof possessed, And being soe thereof possessed Afterwards (to wit) the fifteenth day of December in the yeare aforesaid the

Liber W.C. Said Charles Quigley with force and Armes into the houses lands and premisses with the appurtenances aforesaid wch the said Peter ffrancis and James to the said Stephen in forme aforesaid Demised for the terme aforesaid w^{ch} is not yet past Entered and him from the posession thereof did Eject and other harmes to him did to the great Damage of the said stephen and in Retardation of the Execution of the will aforesaid and against his Lord^{spps} peace, And whereupon the said Stephen Sayth he is Damnified and hath Losse to the Vallue of ffifty thousand pounds of Tobacco And thereupon he bringeth his suite

January the 6th 1682

Unless the Tennant in Posession or he or they und^r whome he Claymes Doe appeare at the next Provinciaall Court at the Citty of
p. 676 st Maryes and accept of a Declara^on And make him or themselves partyes thereunto, and confess Lease Entry and Ejectmt Judgment will be Confessed by the Deft Charles. and posession Delivered accordingly

To Thomas Marshall Tennant
in posession of the premisses

Now here at this day (to wit) the Nine and twentyeth day of March in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c Annoq^{ue} Doni. 1683: Came the said Plt by his Attorney aforesaid and Offered himself against the said Deft in the plea aforesaid but the said Deft Came not but made Default and the said Plantiffe by his Attorney aforesaid produced to the Court here the Deposition following viz

James Bodkin gentl maketh oath that upon or about the tenth day of January last past he this Deponent was by and present and see Charles Quigley the Deft and Casuall Ejecto^r in this Cause Deliver unto Thomas Marshall Tennant in posession of the Lands houses & Mill houses and premisses in question a Coppy of a Declaration in Ejectment at the said Land called the Mill Dam at the head of Wiccocomoco in Charles County, w^{ch} Declara^on was und^r the hand of William Cocks Clerke of the Provinciaall Court, and at the bottome of it was directed to the said Thomas Marshall Tennant in Posession of the premisses and Signified that unless the said Marshall or they under whome he Claymed should the then next Provinciaall Court appeare to the Said Declaration and Confess Lease Entry and Ejectment and insist onely upon the title, The Deft would confesse Judgment and posession would be delivered to the Plantiffe or to that effect, and the said Marshall looking upon the same sayd he would Answered it or to that effect

James Bodkine

Sworne the 27th day of March
Anno Doni 1683: Before me
William Stevens

Itt is therefore considered by the Court here that the said Stephen

Murty recover against the said Charles Quigly his Terme yet to come of and in the said parcell of Land called the Mill Dam containg fifty Acres more or Lesse, one dwelling house one Kitchen One Stable one Water Mill house with two Grist Mills under one Roofe. One Stoare house, and one hogg house thereon Erected, wth other the appurtenances thereunto belonging and appertaineing, And hereupon the said Stephen Murty by his Attorney aforesaid prayed his Lopps the Lord Proprietaryes writ of posession to him the said Stephen to be awarded to the Sheriffe of Charles County to be directed to Cause him to have his posession of the said Land Mills houses. and premisses, And Itt is granted unto him by the Court here :

Roger Larremore ag ^t Perregrane Browne	} The deft by Robert Carvile his Attorney appeares & Imparles untill next Court

Stephen Murty ag ^t James Yore	} The deft by Anthony Underwood his Attorney appeares & Imparles untill next Court

James Mills ag ^t Thomas Heath	} This Cause being upon a writt of Erro ^r from Baltemore County Court The Deft by Robert Carvile his Attorney appeares and Imparles untill next Provinciall Court	p. 677

March the 31th 1683:

Then came into open Court Thomas Pemberton of Somerset County gentl and John Walls Marriner with John Addison of st Maryes County gentl Who acknowledged himselfe to be surety for the Said Thomas Pemberton and John Walls att the Suite of James Mills of Baltemore County gentl: in the sune of Two hundred pounds Sterling to be Leavyed of the Lands and Tennements goods and Chattles of the said John to the use of the said James Mills Upon Condiçon that if the said Thomas Pemberton shall be Cast in one acçon of debt by the said James Mills in this Court brought against him and now depending and doe not Satisfy and pay the Condemnation thereupon that then he the said John Addison will Satisfy and pay the Same, and If the said John Walls shall be cast in three acçons by the said James Mills in this Court brought against him and doe not Satisfy and Pay the Condempnation thereupon that then he the Said John Addison will Satisfy and pay the Same Unless the said Thomas Pemberton and John Walls doe Render themselves to the prisson of the sheriffe of St Maries County for the Same.

Liber W.C. Thomas Burford } Comand was given to the sheriffe of Charles
 ag^t } County that he take Thomas Marshall If he
 Thomas Marshall } should be found in his baliwick and him safe
 keepe soe that he should have his body here the
 seaven and twentyeth Day of March in the Eighth yeare of the
 Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq
 Doni 1683: To answeere unto Thomas Burford gent^l in a plea of
 Trespasse of the Case: On w^{ch} said seaven and twentyeth day of
 March in the yeare aforesaid Coff William Chandler sheriffe of
 Charles County afores^d made returne of the writ aforesaid That
 the Said Thomas Marshall is not to be found within his Baliwick
 Whereupon the said Thomas Burford prayed an Attachment against
 the goods Chattles and Debts of the said Thomas Marshall accord-
 ing to an Act of Assembly in that Case made and provided and it
 is granted unto him by the Court here :

Philip Lynes } Comand was given to the sheriffe of s^t Maries County
 ag^t } that he take the body of Henry Hardy of Charles
 Henry Hardy } County planter If he should be found in his baliwick
 and him safe keepe Soe that he should have his body
 here the thirteenth day of ffebruary in the Seaventh yeare of the
 Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq
 Donij 1682 to satisfy unto Philip Lynes of the same County gent^l.
 the Sume Six Thousand eight hundred forty two pounds of tobacco
 Costs Recovered against him by the said Lynes upon a writ of
 Erro^r argued before his said Lopp in his Upper house of Assembly
 the tenth day of November Anno Donij, 1682, On w^{ch} said thir-
 teenth day of ffebruary aforesaid on w^{ch} the said Provinciall Court
 p. 678 was to be held was by his Lopps writt of Adjournment Adjourned
 untill the Seaven and twentyeth day of March then next Ensueing

On w^{ch} said Seaven and Twentyeth day of March Joshua Doyne
 gent^l Sheriffe of s^t Maries County aforesaid made returne of the
 writ afores^d that he hath taken the body of the Said Henry Hardy
 whose body he hath at the day and Place ready as by the said writ
 he was comanded

Philip Lynes } Upon a Speciall fieri facias and writt of restitution
 ag^t } issued out of this Court the twelfth day of November
 Henry Hardy } Annoq Doni. 1682 att the suite of the said Lynes
 ag^t the said Henry Hardy for the Sume of Nine
 thousand one hundred Sixty seaven pounds of tobacco: to him the
 said Lynes Adjudged in the upper house of Assembly held at the
 City of s^t Maries the tenth day of November Annoq Doni 1682:
 Upon the Reverseing of a Judgment formerly by the said Henry
 Hardy against the said Philip Lynes in this Court Recovered, Wil-
 liam Chandler Sheriffe of Charles County aforesaid made returne

That by vertue thereof he had Executed of the goods and Chattles of the said Henry Hardy the Quantity of Nine thousand one hundred sixty seaven pounds of Tobacco and sixty pounds of Tobacco Damages as by the same writt he was required Liber W. C.

Richard Houghton	} The Deft appeares by Robert Carville his Attorney and Imparles untill the next Provinciall Court
ag ^t	
William Thomas	

Edward Pye gent ^l & Ann his wife	} Comand was given to the sheriffe of Charles County that he take Thomas Marshall If he should be found in his Baliwick and him Safe
Adm ^{rx} of Benjamin Rozer Esq ^r Decd	
ag ^t	
Thomas Marshall	

keepe Soe that he should have his body here the Seaven and twentieth day of March in the Eighth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni 1683 To answe^re unto Edward Pye gent^l and Ann his wife Executrix of Benjamin Rozer Esq^r decd in a plea of Trespass of the case

On wch said seaven and twentieth day of March in the yeare aforesaid Co^{rt} William Chandler Sheriffe of the County aforesaid made return of the writ aforesaid that the said Thomas Marshall is not to be found in his Baliwick Whereupon came the said Edward and Ann Adm^{rx} as aforesaid by Thomas Burford their Attorney and Prayed an Attachm^t against the goods Chattles and debts of the said Thomas Marshall according to an Act of Assembly in that case made and Provided, And it is granted unto him by the Court here

Vincent Lowe Esq ^r	} This accon being for two hundred thousand pounds of tobacco the Deft being present in Court the p ^l t by his Attorney moved for Speciall bayle and it is granted unto him	p. 679
ag ^t		
George Holland		

Whereupon came into Court the Said George Holland with James Phillips of Baltemore County his Surety who undertooke for the Said George Holland that if he the said George should be Cast in this ac^{con} and doe not satisfy and pay the Condempnac^{on} thereupon or rend^r himself to the Prisson of the sheriffe of s^t Maries County, that then hee the said James Phillips will Satisfy and pay the same, W^{ch} Security was accepted of by the p^lt and his Attorney being both present in Court

John Lewellin gent ^l	} The p ^l t this Court filed a bill ag ^t the Deft one of the Attorneys of this Court. and the deft in his proper pson appeares & imparles untill next Provinciall Court
ag ^t	
George Thompson gent ^l	

Liber W. C. Richard Smith Jun^r } The deft by Nicholas Painter his Attorney
 ag^t } appeares & imparles untill the next Provincia^l
 John Richardson } Court

James Bowling } **Ordered** that a Venditione Exponas issue for the
 ag^t } goods of the said Slye in the Custody of Joshua
 Gerrard Slye } Doyne gent^l sheriffe of st Maries County by vertue
 of a fieri facias at the suite of the said James
 Bowling against the Estate of the said Gerrard Slye Issued out of
 this Court

March y^e 29th 1683:

Henry Smith of s^t Maryes County being one of the petty Jury
 and not appearing when called is fyned according to an Act of
 Assembly in that case made and Provided

To the Right hono^{ble} the Lord Prop^{ty} & c^a
 Most humbly Sheweth

The humble peti^{on} of Henry Smith of s^t Maries County Unto
 yo^r Lopp: that yo^r pet^r the 27th instant was sumoned upon the
 petty Jury and was necessitated about some urgent affaires to goe
 out of towne the 28th instant at night & on the 29th instant returned
 againe in the morning but happened to come after the Jury was
 Called Whereupon yo^r petitioner (not then appeareing) was fyned
 though he made his appearance and offered himself to serve before
 the Jury went from the barr

Yo^r peti^{on}er humbly supplicates yo^r Lopp to remit him
 the fine and order the Clerke of the Provincia^l Court
 not to Enter it upon Record:

And as in duty bound he shall ever pray
 Under the above peti^{on} was thus written

I Remit this fyne C: Baltemore

p. 680 Henry Brent } This accon being for twenty foure thousand
 ag^t } pounds of tobacco the pth by Robert Carville his
 Thomas Vaughan } Attorney moved for Speciall bayle wch was
 granted by the Court here. And hereupon came
 the said Thomas Vaughan Came into Court with James Sedgewick
 his Surety came into Court and the Said James Acknowledged that
 if the said Thomas Vaughan should be Cast in the accon and should
 not pay and Satisfy the Condemnation thereupon or rend^r himself
 to the prisson of the sheriffe of s^t Maryes County that then he the
 said James Sedgewick will satisfy & pay the same w^{ch} security was
 accepted of by the p^{ts} Attorney

Marmaduke Bowdler	}	Samuel Tovey late of Kent County Marchant	Liber W. C.
ag ^t		was attached to answere unto Marmaduke	
Samuel Tovey		Bowdler of the Citty of Bristoll Woolen Draper of a plea of Trespas upon the Case.	

And Whereupon the said Marmaduke Bowdler by George Parker his Attorney complaineth that whereas the said Marmaduke Bowdler the tenth day of October in the yeare of our Lord God 1674 at the Citty of Bristoll in the Kingdome of England at the special instance and request of the said Samuel Tovey had sold and Delivered to the said Samuel Tovey and his order, One yard and a halfe of fyne mixt Cloth at the price of Eleaven shillings, Twenty Six yards and a halfe of grey Kersey at the price of three and twenty pence p yard the sume of Two pounds tenn shillings and nine pence halfpenny. forty seaven yards of Pennistone Cotten at the price of one and twenty pence p yard the sume of ffoure pounds two shillings and three pence, Twenty five yards and a halfe of fyne mixt Kersey at the price of three shillings p yard the sume of three pounds Sixteene shillings and Six pence Twenty eight yards of grey Kersey at the price of Two shillings p yard the sume of Two pounds and sixteene shillings, Twenty six Yards and a halfe of mixt Kersey at the price of two shillings p yard the Sume of Two pounds and thirteene shillings fferty foure yards and a halfe of pennistone at the price of one and twenty pence p yard the Sume of Three pounds and Seaventeene shillings and tenn pence, Two peices of white Cotten at the price of thirty two shift p peice the Sume of Three pounds and foure shillings, and two peices of red Cotten att the price of thirty Eight shillings p peice the sume of three pounds and sixteene shillings Amounting in the whole to the full & Just Sume of Twenty Seaven pounds Seaven shillings & foure pence of sterling money of England, the said Samuel Tovey in Consideracon thereof the Same tenth day of October in the yeare above-said upon himself did Assume and to the said Marmaduke Bowdler then ffaithfully promised that he the said Samuel Tovey the afore-said Sume of Twenty seaven pounds Seaven shillings and foure pence to the said Marmaduke when thereunto required or upon the foure and twentyeth day of March then next Ensueing would pay. p. 681

Notwithstanding the Said Samuel his promise and Assumption aforesaid Little regarding but meaning and fraudulently intending him the said Marmaduke in this behalfe craftily and Subtilly to deceive and defraud The said Sume of twenty seaven pounds Seaven shillings and foure pence according to his promise and Assumption aforesaid to the Said Marmaduke hath not payd nor any wayes Contented Although often thereunto required, but the same to him to pay hath refused and as yet doth refuse Whereupon the said Marmaduke sayth he is Damnified and hath Losse to the vallue

Liber W. C. of forty pounds Sterling money of England And thereupon he brings his suite

And the said Samuel Tovey by Robert Carville his Attorney cometh & defendeth the force and Injury when &c and Prayeth Liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him and the same day is given to the plantiffe likewise

Now here at this day wit the third day of Aprill in the Eighth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni. 1683: Came the said partijes by their Attorneys aforesaid And the Said Samuel Tovey by his said Attorney saith that he the said Samuel did not Assume or to the sd Marmaduke make such promise in Manner and forme as the sd Marmaduke hath above imposed upon him And of this he putts himself upon the Country. And the plt Likewise.

It is therefore comanded the Sheriffe of s^t Maries County that he Cause to come here twelve &c^a by whome &c and who neither &c. To Recognize &c because aswell &c.

On wch said third day of Aprill in the yeare aforesaid came the ptyes aforesaid by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) James Bowling, Thomas Hussey, Tho: Pemberton, Emanuel Pitcher, Daniel Murphy, Thomas Tillett, John Yeomans, Daniel Clocker, John Tong, Stephen Luffe, Thomas Stonestreet & John Bradsher, Who being elected tryed and Sworne to Say the truth in the premisses Upon their Oathes doe say that the said Samuel Tovey did Assume upon himself and to the sd Marmaduke Bowdler make such promise as the said Marmaduke Bowdler above against him hath declared, And they assess the Damage of the said Marmaduke Bowdler to the sume of Twenty Seaven pounds seaven shillings and foure pence sterling Money of England It is therefore considered by the Court here that the said Marmaduke Bowdler Recover against the said Samuel Tovey aswell the aforesaid Sume of Twenty Seaven pounds Seaven shillings and foure pence sterling money of England by the Juro^{rs} aforesaid in forme aforesaid assessed as also the Sume of One thousand and six pounds of Tobacco for costs of Suite, and the said Defendant in mercy &c

John Watkinson	} Thomas Collins late of Talbott County Planter
ag ^t	
Thomas Collins	

was attached to answeere unto John Watkinson of the same County Planter of a Plea wherefore with force and Armes into that Plantacon or Tract of

p. 682

Land Called Marron Lyeing in the East side of Chesepeak bay on the North side of a River in the said Bay called st Michaels River in the County of Talbot next adjoining to the Land formerly taken up by Henry Morgan decd called Morgans Saint Michaels,

Begining at the Eastermost bounded oake of his the Said Morgans former land and Runing south and by east up the River to a Creeke called Champs Creeke, Bounding on the south by a line Drawne east up the said Creeke for Length Three hundred & Twenty perches, On the east by a line drawne north & by west from the End of the east line untill it intersect a parrallell drawne from the said Morgans former land, on the north with the said Land and parrallell, on the west with the said Creeke Conteyning and layd out for one hundred and thirty Acres more or less, w^{ch} Peter Sayer and ffrances his wife one of the daughters and Coeheires of the said Henry Morgan to him the said John Watkinson did demise for a terme not yet past entered, and him from his ffarme aforesaid did eject and other Enormities to him did against the Peace of the Lord Prop^{ry} and to the great Damage of the said John

And Whereupon the said John Watkinson by Robert Carville his Attorney Complayneth that whereas the said Peter sayer and ffrances his wife one of the Daughters and Coeheires of the said Henry Morgan Upon the first day of September in the yeare of our Lord. 1680 at st Michaels River in Talbot County aforesaid did Demise to the aforesaid John Watkinson the s^d plantacon or Tract of Land Called Marron Lyeing on the east side of Chesepeake bay on the North side of a River in the said Bay called st Michaels River in the said County of Talbot Next adjoyning to the land formerly taken up by the sd Henry Morgan called Morgan's st Michaels, Begining at the easternmost bounded oake of his the said Morgans former land runing south and by east up the River to a Creeke called Champes Creeke, Bounding on the south by a line drawne east up the said Creeke for Length Three hundred and twenty perches, on the east by a line drawne north and by west from the end of the east line untill it Intersect a parrallell Drawne from the said Morgans former land, on the north with the said Land and parrallell, on the west with the said Creeke, Conteyning and Layd out for One hundred and thirty Acres more or less, To have and occupy to the said John Watkinson his Executo^{rs} or Assignes from the said first day of September afores^d to the end and Terme of three yeares from thence next ensueing and fully to be compleat and ended, By vertue of wch Demise the said John Watkinson into the Plantation or Tract of land aforesaid entered and was thereof possessed, and soe thereof being possessed the said Thomas Collins afterwards to wit the first day of October in the Yeare of our Lord 1680 aforesaid into the aforesaid Plantacon or tract of land which the said Peter Sawyer and ffrances his wife to the said John in forme aforesaid had demised for a terme aforesaid wch is not yet past entered and him from his farme aforesaid did Eject and other harmes to him did to the great damage of the said John and against the peace of the Lord Prop^{ry} Whereupon he sayth he is

Liber W. C. Damnified and hath losse to the vallue Tenn thousand pounds of Tobacco And thereupon he brings his suite

p. 684 Unless The Tennant in Posession or they und^r whome he Claymes Doe at the next Provinciaall Court to be held at the Cittiy of st Maries appeare to this Declara^on and make him or themselves Defts thereunto and by rule of Court confess Lease entry and Ejectment, and insist onely upon the title The Deft in this Declaration will confess Judgment and posession will be Delivered accordingly to the Plantiffe.

To Thomas Collins Tennant in Posession of the p^rmisses within mentioned

And the said Thomas Collins by Thomas Burford his Attorney cometh and Defendeth the force and injury when &ca, And in the same Cause it was ordered by and with the consent of Robert Carville Attorney for the plt and Thomas Burford Attorney for the deft. Collins that the said Thomas Collins should be admitted Deft and that he forthwith appeare and receive a Declaracon and plead to it the Generall issue, and at the tryall to be thereupon had the said Thomas Collins shall appeare in his proper person or by his Attorney & shall confess lease entry and Ejectment or that in default thereof Judgment shall be entered against the Deft the Casuall Ejecto^r Christopher Goodhand but all further prosecution against him shall cease unto the said Thomas Collins shall make default in any of the premisses And it is further ordered by the Court by the consent aforesaid that the said Thomas Collins shall not take advantage of the p^t for not prosecuteing upon the Tryall occasioned by such default, but that the said Thomas Collins shall pay to the plt the Costs by this Court to be taxed in this Cawse, And it is further ordered that the Lessor to y^e plt shall be Charged with the payment of the Costs to the Deft If any be adjudged to him, And thereupon this Cause is continued untill the next Provinciaall Court

Att wch said next Provinciaall Court (to wit) the thirtyeth day of Aprill in the sixth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1681 came the said partyes by their Attorneys aforesaid, and this Cause standing at issue ready for tryall this present Court but because it appeareth to the Court here that the same is an ac^on of Ejectment and that it is comenced by the said John Watkinson as Lessee of Peter Sayer and ffrances his wife one of the daughters and Coeheires of Henry Morgan decd against Christopher Goodhand Casuall Ejecto^r And the said Thomas Collins haveing named himself deft instead of the Casuall Ejecto^r to try the title to one Messuage containing one hundred and thirty Acres of Land called Marron Lyeing on the East side of Chesepeake bay On the north side of a River in the said Bay called St Michaels River in the County of Talbot next adjoyning

to the Land formerly taken up by Henry Morgan decd called Morgans s^t Michaels and being now in dispute betweene the said John Watkinson & Thomas Collins, And the Court finding it necessary that the said One hundred and thirty Acres of Land Called Marron be Layd out according to the Knowne antient bounds thereof by some skilfull pson by the Discretion of the neighbourhood that are most knowing thereof And that after the said Survey^r with the direction of the Neighbourhood hath Runn out the lynes thereof they may returne a faire plott and Certificate thereof to the next Provinciall Court soe that upon pusall and veiwing thereof and hearing what can be said on both Side the Court may doe therein what to Justice appertaines, It is therefore by the Court this day ordered that Richard Peacock gent. deputy Surveyo^r of Talbott County be and is hereby especially appointed impowered and comanded to Lay out the aforesaid parcell of Land in the presence of the Sheriffe of the Said County, W^{ch} said sheriffe is hereby Empowered and comanded to sumon and Impannell a Jury of Twelve good and honest men of the neighbourhood to goe upon the said Land and to sumon and examine witnesses upon oath that the truth of the matter and the bounds of the said One hundred and thirty Acres of Land may be fully discovered And the said Richard Peacock is hereby ordered to run the lynes according to the Pattent and the direction of the Jury, and to returne a Certificate of his proceedings herein and a faire plott of the land in question to the next Provinciall Court to be held at the City of s^t Maryes the fourth day of October next that soe his Lopps Justices being fully informed of the truth of the premisses may doe therein as to Justice appertaines, And the same Cause is Continued untill the next Provinciall Court

p. 685

Att w^{ch} next Provinciall Court (to wit) the fourth day of october 1681 aforesaid Came aswell the said plantiffe as the said deft by their Attorneys aforesaid, and the said Richard Peacock the Deputy Surveyo^r aforesaid made returne to the Court here of the Comission of resurvey aforesaid by an Inquisition thereunto annexed w^{ch} is as followeth (Viz)

To the Right hono^{ble} the Lord Prop^{ry} (July the 14th 1681)
Talbott ss

By vertue of an order of the Provinciall Court held at the City of s^t Maryes the thirtyeth day of April last past, for the Laying out and Resurveying of a parcell of land Called Marron Lyeing on the East side of Chesepeake bay On the north side of a River in the said bay Called st Michaels River in the County of Talbott next Adjoyning to a parcell of Land formerly taken up by Henry Morgan decd called Morgans s^t Michaels, I Richard Peacock Deputy Surveyo^r of Talbot County doe hereby humbly certify that I have layd out and resurveyed part of the said Land called Marron

Liber W. C. in the p'sence of the sheriffe of Talbot County and of Twelve men Impannelled by him upon a Jury for that purpose, Beginning at a marked Oake neare the end of the south line of a parcell of Land called Morgans s^t Michaels and Runing thence south by east One hundred and Sixty perches to a Creeke called Champes Creeke to two barked Cedars, And Whereas in the Pattent for the aforesaid Land of Marron it is Expressed Bounding on the south by a line drawne east up the said Creeke Three hundred & twenty perches The Juro^{rs} aforesaid being not agreed upon the Runing out the said line by reason of that word up the said Creeke, part of them being for runing the said line East and the rest for Runing up but not over the Creeke, Att Champes Creeke aforesaid Wee ended this Resurvey, And thereto the surveyo^r and Juro^{rs} aforesaid sett their hands & seales. (to wit)

Richard Peacock Dep^{ty} sur (sealed)

Richard Mirix	(sealed)	}	John Kunimont	(sealed)
Matthew. Smith	(sealed)		John Mitchell	(sealed)
Nicho: Broadway	(sealed)		Joseph Crouch	(sealed)
John Walker	(sealed)		Rich ^d Hazeldine	(sealed)
W ^m Dunderdell	(sealed)		William Geery	(sealed)
John Davis	(sealed)		Abraham Bishopp	(sealed)

And the said Provinciaall Court on the Eighth day of the same
 p. 686 October was by his Lopps Writt of Adjournment Adjourned untill his Eighth day of November then next following. and the same Cause was Continued untill the same Court And Afterwards to wit the sixteenth day of the Same November Came the parties aforesaid by their Attorneys aforesaid, And it was prayed by the p^{ts} Attorney that the said Comission of resurvey might be renewed and that the said Deputy surveyo^r may be Ordered to runn the same according to the Lines Mentioned in the pattent of the said Peter Sayer In the presence of a Jury of the Neighbourhood Whereupon upon the same sixteenth day of November in y^e yeare aforesaid It was Ordered that the said Richard Peacock be and was thereby Especially appointed Impowered and Comanded to lay out and resurvey the aforesaid parcell of land called Marron in the presence of the sheriffe of the said County wch said sheriffe was thereby also Empowered and Comanded to sumon and Impannell a Jury of twelve good and Lawfull men of y^e Neighbourhood to goe upon the said land and to Sumon and examine Witnesses upon oath if occasion be that the truth of the matter and the true bounds of the said One hundred & thirty Acres of land may be fully discovered And the said Richard Peacock was thereby ordered to run the lynes according to the lynes and Courses mentioned in the said Pattent for the said Land Called Marron, And also the Imaginary lynes, And to runn out the true lynes of the said Creek called Champes Creeke, And to return a Certificate of his proceedings

herein and a faire plott of the land in Question and the Creeke aforesaid to the next Provinciaall Court to be held at the City of S^t Maries the Eight and twentyeth day of ffebruary next Attested aswell under the hand and seale of the said surveyo^r as of the sheriffe and Juro^{rs} aforesaid That soe his Lopp^s Justices being fully informed of the truth of the premisses may doe therein as to Justice shall appertaine, And hereupon this Cause was continued untill the next Provinciaall Court

Att wch said next Provinciaall Court to wit the six and twentyeth day of ffebruary aforesaid Came the partyes aforesaid by their Attorneys aforesaid And the said Richard Peacock made returne of his proceedings in the resurvey aforesaid under his hand and seale and und^r the hands and Seales of a Jury of the Neighbourhood, By the Certificates and Inquisition ffollowing Viz ffeb^{ry} y^e 23th 1681:

To the hono^{ble} his Lopps Justices of the Prov^{all} Court

By vertue of an ord^r of the Provinciaall Court bearing date the sixteenth day of November last for the resurveying a parcell of land called Marron and for runing out the lynes and Courses thereof as by the said precept may more at large appeare, I Richard Peacock Deputy survey^r of Talbot County under his hono^{ble} Vincent Lowe Esq^r Surveyo^r Generall Doe in humble manner Certifie yo^r Hono^{rs} that in the p^rsence of the Sheriffe of Talbott County aforesaid and of a Jury of twelve good men of the neighbourhood Impannelled for the execution of the aforesaid Precept, Have laid out and resurveyed part of the aforesaid land Called Marron Beginning at a marked oake being then Admitted by the aforesaid Jury, and also Concluded by a former Jury to be the first bounded tree of the said land of Marron And runing thence south by East One hundred fifty and six perches to a Creeke called Champes Creeke, And from the said Creeke by a line drawne east Three hundred and twenty perches And from the End of the East line North by west untill wee did intersect a line drawne East by south from the aforesaid marked oake, But the night comeing on Wee Could not then Runn out the line last mentioned And the next morning part of the Jury aforesaid declareing they were not Satisfyed with the truth of the first bounded tree aforesaid They would proceed noe further as by their Certificate under their hands & seales may appeare

p. 687

p: Rich^d Peacock Deputy Surveyo^r

Talbott ss:

To the Right hono^{ble} the Lord Prop^{ry} ffeb^{ry} y^e 23th 1681

Wee whose names are hereunder written Doe humbly Certify that by vertue of an order of the Provinciaall Court bearing date the sixteenth day of November last for the Resurveying of a parcell of land called Marron And to see the lynes and Courses thereof

Liber W. C. runn out according to Pattent And also the Imaginary lynes and the true lynes of a Creeke Called Champes Creeke, Wee being sumoned by the sheriffe of this County upon a Jury for that purpose did all appeare upon the aforesaid land the day aforesd And were there Sworne for the prosecution of the aforesaid precept, but being not satisfyed in Our Consciencs of the truth of the first bounded tree of the aforesaid land of Marron for want of sufficient Evidence to prove the same Wee found wee could not Prosecute the resurvey of the land aforesaid

Jonas Davis	(sealed)	John Thrift	(sealed)
W ^m Cooke	(sealed)	Tho. ffalknar	(sealed)
Henry Costin	(sealed)	W ^m ffinney	(sealed)
Rob ^t Noble	(sealed)		
Simon Steevens	(sealed)	W ^m Grose	(sealed)
Jn ^o Hawkins	(sealed)		

Wee whose names are underwritten being of the Jury abovesaid discent from the oppinion of y^e rest for these reasons, 1st because there is noe other bounded Oake to be found betwixt that tree wch wee were showne and which is Supposed the first bounded tree of Marron, And the first bounded tree of Morgans S^t Michaels, Neither is there any other bounded oake to be found betwixt the tree in question and Champes Creeke, 2^{dly} M^r Vaughan affirms that William Coursey haveing beene there who first surveyed that land of Marron did say he beleived that y^e tree in Question was the right bounded tree, ffather the tree it self is about the place mentioned in the Pattent. And the land and the River agree to the Course in the pattent exprest, And none of the rest of the Jury beleive that the tree in question is not the Right tree, but wee beleive that it is the first right bounded tree of Marron

Thomas Smithson (sealed)
Peter Sides (sealed)

And hereupon this Cause was continued untill the next Provinciall Court. Att wch said next Provinciall Court (to wit) the Sixth day of May in the seaventh yeare of y^e Dominion of the Right hono^{ble} Charles Lord Baltemore &c Anno^q Doni 1682 came the partyes aforesaid by their Attorneys aforesaid, And the said plt by his said Attorney prayed that a new Comission of resurvey may issue to resurvey and lay out the said land called Marron And that a New Jury might be ordered to see the same resurveyed and laid out **Whereupon** It is by the Court here Ordered that the said Richard Peacock gentl bee and is hereby especially appointed empowered and Comanded againe to resurvey and Layout the aforesaid parcell of land Called Marron in the presence of the sheriffe of Talbot County aforesaid Wch said sheriffe is hereby also Empowered and Comanded to Sumon and Impannell a Jury of Twelve other good and Lawfull men of the Neighbourhood to goe upon the said land

And to Sumon & examine witnesses upon Oath (If occasion be) that the truth of the matter and the true bounds of the said land may be fully discovered, And the said Richard Peacock is hereby ordered first to runn the lines of the said land according to the natural bounds thereof And Secondly according to the Imaginary lines thereof, And that then he run the line that runs over the Creeke called Champes Creeke And that he returne a Seaverall and distinct Certificate of each Survey by him to be made as aforesaid and faire plotts thereof to the next Provinciaall Court to be held at the City of S^t Maryes the six and Twentyeth day of September next Attested aswell under the hand and Seale of the said Surveyo^r as of the sheriffe and Juro^{rs} aforesaid that soe his Lopps Justices being fully informed of the truth of the premisses may doe therein as to Justice shall appertaine

p. 688

W^{ch} said Provinciaall Court which on the said Six and twentyeth day of september was to be held as aforesaid was by his Lopps writ of Adjournment adjourned untill the Tenth day of October then next following

On wch said Tenth day of October came the said parties by their Attorneys aforesaid And the said Richard Peacock the Deputy surveyo^r aforesaid made returne of the Comission of resurvey aforesaid by a Certaine Inquisition thereunto annexed under his hand and seale and under the hands and Seales of the sheriffe of the County aforesaid and of a Jury by him the said sheriffe for that purpose sumoned Impannelled and Sworne wch Inquisition is as followeth. Viz

To the Right hono^{ble} the Lord Prop^{ry} Septemb^r 15th 1682
Talbot ss.

By vertue of an Order of the Provinciaall Court bearing date the sixth day of May last: Especially Empowering and Comanding me to lay out and resurvey a parcell of land called Marron, and to run out the lynes and Courses thereof in the p^rsence of the sheriffe of this County and of twelve Lawfull men of the Neighbourhood to be by him the said Sheriffe Impannelled and Sworne for the Execution of the said precept I Richard Peacock Deputy surveyo^r of Talbot County aforesaid Doe humbly certify that in obedience to the aforesaid Order In the presence of the sheriffe of Talbot County aforesaid and of Twelve good and Lawfull men of the neighbourhood by him Impannelled and sworne as aforesaid I have layd out and resurveyed the aforesaid parcell of land Called Marron Lyeing in Talbot County aforesaid Adjoyning to a parcell of land called Morgans S^t Michaels Begining at a bounded oake lyeing upon the bank by the side of st Michaels River and runing thence East and by south with the lyne of the aforesaid land called Morgans s^t Michaels one hundred forty and two perches to a Creeke called Champes Creeke, And then downe the west side and with the lynes

Liber W. C. and Courses of the sd Creeke to the end of the south and by east line of the said land, And then north and by west by the side of s^t Michaels River to the first bounded tree Containing forty Six Acres of land, And then beginning againe on the east side of Champes Creeke and in the East line of the said land of Marron and runing thence East Two hundred fifty and Eight perches, And from the end of the East line north and by west untill it did intersect a lyne drawne east and by south from the first bounded tree, And then west and by north over a Cove and with the aforesaid land of Morgans S^t Michaels One hundred thirty and foure perches to a point by the side of Champes Creeke And then downe the East side and with the lynes and Courses of the said Creeke untill it intersect the East line of the said land Containing One hundred and twenty Acres, w^{ch} with the forty six Acres on the west side of the said Creeke Amounts to one hundred sixty & six Acres as by the plott thereof may appeare In Testimony whereof wee the sheriffe surveyor and Juro^{rs} aforesaid have hereto sett our hands & seales the day and yeare above written

Richard Peacock Sur: (sealed)	John Newman (sealed)
Jonathan Sibrey sher. (sealed)	William: Gaskins (sealed)
	Ralph: Dawson (sealed)
	Edward: Elliot (sealed)
David Farebank (sealed)	William: Bell (sealed)
Alexand ^r Larramore (sealed)	Thomas: Jones (sealed)
Thomas Broadhurst (sealed)	John Reinolds (sealed)
George Taylor (sealed)	Rich ^d Harrington (sealed)

p. 689 Which being read and heard the said Thomas Collins by his Said Attorney sayth that he is in noe wise guilty of the Trespasse and Ejectment in manner and forme as the sd plt hath above against him complayned And of this he putteth himself upon the Country And the plt likewise

Itt is therefore comanded the Sheriffe of S^t Maryes County that he Cause to come here Twelve &c. by whome &c. And who neither &c to recognize &c. because as well &c Afterwards to wit the fourteenth day of October in the yeare aforesaid came the said partyes by their Attorneys aforesaid, And the Juro^{rs} Impannelled being called likewise came (to wit) Symon Wilmore, Henry Mitchell, ffrancis Gutterick, George Hodgeson, James Peterkin, Richard Jones, Evan Carew, John Alward, John Miller John Cassock, Samuel Dobson, & Robert Gutterick Who being elected tryed and Sworne to Say the truth in the premisses Upon their Oathes doe say That the said Thomas Collins is in noe wise guilty of the Trespass and Ejectment in manner and forme as the said plt hath above against him Complained, Whereupon the said John Watkinson by his Attorney aforesaid Moved the Court here in arrest of Judgment upon the verdict of the Juro^{rs} aforesaid And prayed time untill the

next Provinciaall Court to Assigne his Reasons for Arresting the same. And It is granted unto him And the Same day is given to the said Collins also: Liber W. C.

Now here at this day (to wit) the Second day of Aprill in the Eighth yeare of the Dominion of the Right hon^{ble} Charles Lord Baltemore &c. Annoq³ Doni 1683 Came the said partyes by their Attorneys aforesaid And the said John Watkinson offereth to the Court here his reasons for Arresting the Judgment aforesaid w^{ch} are as followeth Viz

Reasons to Arrest Judgment in this Cawse.

(1st)—The Jury at Barr Impannelled in this Cawse was not of good and Lawfull men to try y^e issue according to Lawe ffor that Evan Carew one of the Jury is an Alien not Naturalized, And Aliens by the Law cannot be returned of Juryes nor Sworne for the tryall of Issues betweene the King and the Subject or betweene subject and subject Soe that this is not a faire and legall tryall

(2^{dly})—Had the same been a lawfull Jury Yet the said Jury have Contrary to Evidence Records and Allegata bene probata found for the deft whereas they ought to have found for the pft

(3^{dly})—The Jury were wholly drawne to bring in their Verdict for the deft by misinformation and allegations false and against the Records as may appeare, ffor they were informed that the Survey of the lands in question Claymed by the plts Lessor^r called Marron and the land the Deft Claymes were surveyed as two distinct parcells of land at one and the same time and by one and the same Survey^r w^{ch} is altogether untrue as by the Certificates may appeare they were done at Seaverall times and by seaverall Surveyo^{rs} and the plts is the older Survey by five yeares.

(4^{thly})—The Said Jury contrary to the directions of the Court refuse to admitt of y^e Evidence of Major W^m Coursey Sworne to before The hon^{ble} Coff Coursey one of the Justices of this Court And owned to the sheriffe and Jury at the last survey as appeared by the sheriffes Certificate & Oath, And Yet they take notice of a Certificate of Some men of a former Jury upon the land against M^r William Coursey's Oath wch Certificate can be noe Evidence in any Court of Record

And for the reasons aforesaid the plt prays the said Verdict may be Quashed, and that a New Tryall at barr may be Awarded

And the said Thomas Collins by his said Attorney fileth his answers to the Reasons aforesaid which are as followeth Viz

(1st)—As to the first that the Jury Impannelled to the said Cause was not good and lawfull men for that Evan Carew one of the Juro^{rs} was an Alien, It doth not appeare by any thing in the Record that the said Allegation that the said Evan Carew is an Alien be true There being nothing to be Admitted in Law for Arrest of Judgment but what doth manifestly appeare upon Record to be true ffor p. 690

Liber W. C. should such Allegations of matter of fact be Admitted (wch matter of fact can have noe Tryall but by a Jury) It will follow that there will be tryalls ad Infinitum, and noe Controversie will have any finall determination, And If the plt would have taken any Advantage in this Case he ought to have Challenged the Juror before he had been sworne as the Law requires

(2^{dly}) As to the second that the Jury found for the deft where they should have found for the plt contrary to Evidence Records & Allegata bene probata The deft sayth that the Law hath soe great a Venera^{ti}on for verdicts given by twelve men that it will not Admitt of any allegation to the Contrary of what is soe found by Verdict Having its name from Dictum veritatis, the saying of truth, And for the plt to Question the truth of a Verdict is To be frivolous and Ought not to be Admitted in Law :

(3^{dly})—As to the third objection that the Jury were wholly drawne to bring their Verdict for the deft by misinformation and Allegations false and against Records, The Deft Sayth that there is noe such matter for that the Jury was not informed that the survey of the Lands in Question Claymed by the plts Lesso^r called Marron and the lands the Deft claymes were surveyed as two distinct parcells of land at one and the same time and by one and the same survey^r as the plt hath falsely suggested, But true it is that the deft did alledge that the lynes of Marron could in noe wise be intended to runn over the Creek as was Suggested by the Plt, for that the same Surveyo^r the same day layd out the land on the other side the Creeke for another man (viz) Champ, wch was then made appeare to the Court and Jury and had been before to the seaverall Juryes upon the land

(4^{thly}) As to the fourth that the Jury refused to Admit the oath of Majo^r William Coursey sworne to before the hono^{ble} Coff Coursey The deft sayth that the said Affidavit produced in Court and the matter therein contained was to them Declared, And after a full hearing of either party the said Juro^{rs} being upon their oathes Sworne to try the Matter in Controversie Upon mature Deliberation and weying the Allegations of either party ffound for the Defend^t ffor which and for that the statute of the 16th & 17th of the King that Now is Intituled an Act to prevent Arrests of Judgments hath provided that noe Judgment shall be Stayed or Reversed for any Omission Variance Defects or other matter of like nature not being against the Right of the matter of the suite, The Deft Prayeth Judgment together with his Costs and Damages Sustained

Which Reasons And answeares to the reasons aforesaid being read and Argued and by the Justices here fully understood and dilligently examined, It seemeth to the same Justices that the first Reason by the plt in manner aforesaid Assigned, and the matter therein contained is Sufficient in Law to Arrest Judgment Upon the

Verdict of the Juro^{rs} aforesaid, Itt is therefore Considered by the Court here that Judgment upon the Verdict of the Juro^{rs} aforesaid for the reason aforesaid be Stopped and Arrested, And that the said Thomas Collins goe thereof without Day & that the said Peter Sayer recover against the said Thomas Collins his Costs and Charges by him in this behalfe Laid out & expended,

p. 691

Sent from his Lopp & Council

Eliz^a Tennison's } To the Right Hon^{ble} Charles Absolute Lord and
 Peticon } Prop^{ty} of the Provinces of Maryland and Avalon Lord Baron of Baltmore

The humble peti^{con} of Elizabeth Tennison Widdow
 Most Humbly Sheweth

That your Peti^{con}er was the wife of John Tennison Sen^r Who in his life time was to allow yo^r Peti^{con}er an yearly pen^{con} for her Mainteinance by your Lopps order, W^{ch} was One thousand pounds of Tobacco Three barrells of Indian Corne and Three hundred pounds of Meat p Annum Whereof your Peti^{con}er never had but ffive hundred pounds of Tobacco Three barrells of Corne and the whole quantity of Meat being three yeares bannished from her said husband, Soe that there remaines Two thousand five hundred pounds of tobacco and six barrells of Corne, Your peti^{con}er presumeth that her husbands Executo^{rs} stand now indebted unto her for the Two thousand five hundred pounds of tobacco and the six barrells of Corne wch has been often demanded by yo^r Peti^{con}er from them but they refuse to pay the same unless your Peti^{con}er will accept of the same yearly allowance as she had formerly and leave her thirds

Now Soe it is may it please your Lopp That your Peticoners husband dyed in January last and by his last will made his two sonns Justinian and Absolon Tennison Joynt Ex^{rs} And gave what Estate he had unto them but nothing unto yo^r Peti^{con}er but what she Could Recover by Lawe, soe they have gott the whole Estate into their hands, & forgetting their duty threaten to Keepe your Peti^{con}er from her owne by Law, Who being poore and not of Ability to wage Law with them, And moreover they debarr yo^r peti^{con}er from all priviledge whatsoever, And have since the death of yo^r pet^{rs} husband Confiscated great part of the Estate and refuse to give yo^r Pet^r any account thereof, and doe still Contrive all the wayes imaginable to defraud yo^r pet^r of what is her Just due, And they also say that they will hinder your Peti^{con}er from haveing any thing this yeare in the spite of ffate soe that your Peti^{con}er is likely to be brought to misery & poverty in this her old age if not relieved by your Lopps tender pittty and Compassion

Your Peti^{con}er humbly prayes your Lopps order that she may

Liber W. C. have her just due & right without any trouble in the Lawe being poore and in a Meane Condition

And yo^r peti^coner as in duty bound shall every pray &c^a
Underneath the aforegoing peticon was this written Viz
By the Lord Prop^{ry} & Councill

March 28th 1683

This peticon is recomended to the consideration of the Justices of the Provinciaall Court now in Court sitting who are desired to take such order for the releife of the Peticoner as to them shall seeme Meet and according to Law :

Signed p ord^r p **John ILewellin** Count

Which being read heard and understood, Coff William Diggess one of ye Justices of this Court now present in Court is by the Justices here desired to call before him the said Justinian Tennison and Absolon Tennison and to Cause them to give good Security for their good abbeareance and appeareance here at the next Provinciaall Court to answeere the Complaint of their Mother the Pet^r

To the hono^{ble} his Lopps Justices of the Provinciaall Court in
Court sitting

The humble peti^con of Mary Harding serv^t to M^{rs} Martha Ridgely
Sheweth

That yo^r hono^{rs} poore peti^coner being afflicted with Sickness:
p. 692 On sunday last one Anthony Underwood late Servant to the said M^{rs} Ridgely dwelling in the house Came to your Peticoner and pretending himself Master of the house beat and abused your peti^coner Very unreasonably Causeing your peticoner to be tyd and himself cut of all the Cloths of from your Peti^coners body and whipt her not onely at the said house but also at the house of Daniel Clocker and from thence home to her said M^{rs}'s house the markes whereof still remaine upon your Peti^coners body

Your Hono^{rs} Peti^coner therefore humbly prayes such redress in the promisses as to yo^r hono^{rs} shall seem meet

And your Hono^{rs} poor peti^con^r as in duty bound shall ever pray &c^a W^{ch} Peti^con being read and heard It is ordered by the Court here this day (to wit) the Eight and twentyeth day of March in the Eighth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni 1683 That the Peti^coner returne to her servitude and that her M^{rs} Martha Ridgely forbear to give her any any correction for her comeing to make her aforesaid Complaint

M^r Robert Carvile

Haveing made M^r John West of Somerset County my Attorney in the business relateing to Randall Revell I order you that if M^r West acknowledge the receipt of the intire sune of ffoure

thousand five hundred and eighty eight pounds of tobacco by any thing under his hand that then by his advice you acknowledge satisfac^on upon Record of that Judgment granted me against Rand^o Revell as fully as if I writ to yo^u my self

You Loveing friend **Thomas Smithson**

January y^e 3^d 1683

On the backside of the aforegoing warr^t of Attorney was endorsed as followeth

M^r Robert Carvile

I doe hereby acknowledge to have received full satisfac^on of that Judgment or Execution issued out against M^r Randall Revell as witness my hand this fifteenth of March 1683 **John West**

Witness: W^m Smithson

ffrancis Catterson | March y^e xxviiith 1683

Then came into Court M^r Robert Carvile one of the Attorneys of this Court and acknowledged Satisfac^on for the Judgment obtained by the sd Thomas Smithson against the said Rand^o Revell the thirteenth day of October Annoq^{ue} Doni. 1682: The Judgment is Entered in lib Prov^{al}: WC:

March y^e 27th 1683

John Little be sumoned to serve upon the grand Jury and refuseing to take the oath of a grand Juror is fyned according to the act of Assembly in that Case made and provided

Eod. die:

Griffith Jones gentl one of the Attorneys of this Court being present in Court undertooke for James Congden in his two ac^ons by the said James comenced against Thomas Cooke that if the said James Congden shall be cast therein and shall not Satisfy and pay the costs and Charges of the said Thomas Cooke in that behalfe laid out & expended that he the said Griffith Jones will well and truly content satisfy & pay the same.

Thomas Courtney	} Eod. die	} Robert Carvile Attorney of the plt informing the Court that he hath sued out of this Court seav- erall writts against the deft but that the Sheriffe cannot take him by reason he absconds himself, but that he is now in st Maries Citty knowing the sd writts to be returned the first day of this Court, Therefore prayed that another writ might issue for the said plt against the said deft returnable imediately, And it is granted unto him by the Court here and issued accordingly	p. 693
ag ^t			
Lewis Jones			

Eod. Die:

John Hynson Sheriffe of Kent County not haveing returned his writts according to the ord^r of this Court for that purpose made,

Liber W. C. is fyned to his Lopp the Right hono^{ble} the Lord Proprietary the sume of Two thousand pounds of tobacco :

Eod Die :

William Leedes having comenced an action in this Court against George Abbott of Calvert County in a plea of trespass of the case for a Servant purchased by the said Abbott of one Cap^t Phillip Jordan, came into Court Richard Keen of Calvert County afore-said and undertooke for the said Phillip Jordan that if the said George Abbott shall be cast in the said suite and the said Phillip Jordan shall not satisfy and pay to the said George Abbott what he the said George Abbott shall be cast therein that then he the said Richard Keene will well and truely content satisfy and pay y^e Same

Eod. Die.

Thomas Cooke of Dorchester County being sumoned to Serve upon the petty Jury and not appearing though three times called, is fyned to his Lopp the Lord Prop^{ty} according to an act of Assembly in that case made and provided

March y^e 31th 1683

Allowed to ffrancis Malden of Calvert County for comeing goeing and attendance to Testify for William Leedes against George Abbott in all Seaven dayes att thirty pounds of tobacco p day the sume of Two hundred and tenn pounds of tobacco.

Richard Houghton	}	The plt in this Cause being a fforreigner the Defendant by Robert Carville his Attorney moved for security for costs of suite, Whereupon Thomas Burford gentl ^l Attorney for the
ag ^t		
William Thomas		plt being present in Court did promise that at the next Provinciall Court hee the said Thomas Burford will either become Surety for the said Richard Haughton to the sd William Thomas to pay unto the said William the costs by him Layed out & expended in this Cause by this Court to be taxed (If the said Richard Houghton shall be cast therein) or otherwise to Suffer a Nonsuite without any further prosecution

Thomas Cleverly of Calvert County being sumoned to testify the truth of his knowledge in a certaine matter of controversie here depending betweene William Leedes p^{lt} and George Abbott def^t. and refusing to give his Evidence upon oath he is fyned to his Lopp the Lord Prop^{ty} according to an Act of Assembly in that case made and Provided

William Digges Esq^r Adm^r of Edward Oystin ag^t William Dixon et als. Exec^{rs} of Wenlock Christenson } This Cause being upon a writt of Enquiry of Damages and the Jury haveing found for the Plt the sume of Tenn thousand pounds of Tobacco damages with costs of suite, The debt by Kenelm Cheseldyn his Attorney moved in Arrest of Judgment and prayed time till the first day of the next Provinciall Court to file his reasons therein And it is granted unto him, The same day is given to the plt likewise and this Cause is continued untill the next Court Liber W. C.

Joseph Eaton ag^t John Atkey } The Jury finding for the p^lt in this Cause the sume of Nine pounds five shillings sterling The debt by George Parker his Attorney moved the Court here in Arrest of Judgment and prayed time till the next Provinciall Court to file his reason therein, And it is granted unto him, And the same day is given to the p^lt likewise p. 694

April y^e 2^d 1683

Ordered by the Court that a venire facias issue to the seaverall & respective Sheriffes of this Province to Sumon three good and Lawfull men to serve on Petty Jurys Every Provinciall Court

John Richardson of the County of Dorchester being sumoned to Serve on the Petty Jury and not appearing when called is ffyned according to an Act of Assembly in that case made and provided

The Lord Prop^{ry} ag^t Thomas Vaughan } Thomas Vaughan late of Talbot County gentl otherwise called Thomas Vaughan was Sumoned to answeere unto the Lord Prop^{ry} that now is of a plea that he render unto him Two hundred thousand pounds of tobacco in Caske wch to him he Oweth and unjustly deteyneth

And Whereupon Thomas Burford who for the said Lord Prop^{ry} in this behalfe psecuteth for the said Lord Prop^{ry} Sayth That whereas the said Thomas Vaughan the 28th day of Aprill in the yeare of our Lord 1681 at the City of s^t Maries in st Maries County by his certaine writing obligatory acknowledged himself to be bound to the said Lord Proprietary in the said sume of Two hundred thousand pounds of Tobacco in Caske To be paid unto the said Lord Prop^{ry} when he should be thereunto required **Nevertheless** the said Thomas Vaughan though often required the said Two hundred thousand pounds of tobacco in Caske to the said Lord Prop^{ry} hath not rendered but hath hitherto denyed and doth still denye Whereupon the said Thomas Burford who as aforesaid for the said Lord Prop^{ry} in this behalfe prosecuteth sayth that the Said

Liber W. C. Lord Prop^{ry} is the worse and hath damage to the Vallue of Twenty thousand pounds of tobacco, And this for the said Lord Prop^{ry} he is ready to verify &c And he bringeth here into Court the writeing aforesaid w^{ch} testifyeth the debt aforesaid in manner aforesaid the date whereof is the day and yeare above said &c^a

And the said Thomas Vaughan by Anthony Underwood his Attorney cometh and defendeth the force and injury when &c^a & prayeth the hearing of y^e writing aforesaid and it is read unto him and he prayeth likewise the hearing of the Condition of y^e same writeing and it is read unto him in these words, The Condition of this obligation is such that if the above bound Thomas Vaughan doe well and truly serve the R^{tt} hono^{ble} the Lord Prop^{ry} of this Province his heires heires and successo^{rs} in the Office of High sheriffe of Talbott County, and also shall Render unto his Lopp. and other his Lo^{pps} Officers a true faithfull and perfect accompt of all and singular his Loppes rents and other ffees and dues that he shall be intrusted with by his said Lopp or any his Loppes Officers within this Province to receive and Collect, And his acco^t to his Lopp his heires and Successo^{rs} for his Rents ffynes fforfeitures or other dues belonging to his Lopp as also his acco^t of all ffees dues or sumes of money or tobacco for leavys, or ffees due to any of his Loppes Officers within this Province shall pass and give an accompt of by the five and twentyeth day of March next Ensueing the date hereof, And in all other things as sheriffe of y^e [said] County shall behave himself well and honestly towards all persons according to the best of his Power skill and Knowledge then this obligation to be voyd or else to remaine in force &c.

p. 695

Which being read and heard this day (to wit) the Nine and twentyeth day of March in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c^a Annoq Doni. 1683: and the said Thomas Vaughan and his Attorney being both present in Court the said Thomas Vaughan sayth nothing in barr or Avoydance of his accon aforesaid of the said Lord Proprietary in forme aforesaid against him brought whereby the said Lord Prop^{ry} remayneth against the said Thomas Vaughan thereof wholly undefended, Itt is therefore considered by the Court here that the said Lord Prop^{ry} Recover against the said Thomas Vaughan aswell the aforesaid sume of Two hundred thousand pounds of Tobacco Debt. as also the Sume of ffive hundred and twelve pounds of tobacco for Costs of suite, And the said Defend^t in mercy &c^a

And thereupon it was comanded the sheriffe of s^t Maries County that he should take the sd Thomas Vaughan (if he should be found in his baliwick) and him safe Keepe soe that he should have his body here on the said Nine and Twentyeth day of March aforesaid to satisfy unto the said Lord Prop^{ry} aswell the aforesaid Sume of

two hundred thousand pounds of tobacco debt recovered against him as aforesaid (whereof he is convict) as also the aforesaid sume of ffive hundred and Twelve pounds of tobacco for costs of suite Liber W. C.

On w^{ch} day M^r Joshua Doyne Sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he hath taken the said Thomas Vaughan Whose body he hath ready as by the same writ he is comanded, And hereupon the said Thomas Vaughan remained in the custody of the same sheriffe in Execution for the debt & costs aforesaid untill the second day of Aprill then next ensuing

On wch second day of Aprill Thomas Burford Esq^r Attorney Generall who for the sd Lord prop^{ty} prosecuted. being present in Court did by ord^r of his said Lordsp^{pp} his Lord Prop^{ty} informe the Court that his Lopp willed that the aforegoeing Judgment be quashed and sett aside for that his Lopp doth accept of the two Judgments w^{ch} he this day obtained against William Coursey and George Robins Suretyes for the said Thomas Vaughan for the debt aforesaid **Whereupon** the Judgment aforesaid is by the Court here Quashed and sett aside, and his Lopp Caused the said sheriffe of s^t Maryes County to suffer the said Thomas Vaughan to goe at large.

Thomas Carville	}	The Jury haveing found for the Plt in this Cause the Sume of twenty thousand pounds of tobacco damages and costs of suite, The defendant by Anthony Und ^r wood his Attorney moved in Arrest of Judgment And prayed time untill next Provincially Court to shew his reasons for the same And it is granted unto him and the same Day is given to the pl plt likewise.
ag ^t		
William Chesheire		

Francis Mason	}	Aprill the second 1683: In Ejectm ^t Came ffrancis Mason by Thomas Burford his Attorney and George Hodgeson of Charles County by Kenelm Cheseldyn his Attorney, and in the same Cause it is ordered by the consent of the said parties and their Attorneys that the said George Hodgeson should be admitted deft. And that he forthwith appeare and receive a Declaration and plead to it the Generall issue, and at the tryall to thereupon had the said George Hodgeson shall appeare by himself or by his Attorney and shall confess lease Entry and Ejectment or that in default thereof Judgment shall be entered against the said deft William Dent the Casual ejecto ^r , but all farther prosecution against him shall cease untill the said George Hodgeson shall make default in any of the premisses, And it is further ordered by the Court by the Consent aforesaid that the said George Hodgeson
ag ^t		
William Dent		

p. 696

Liber W. C. shall not take any advantage against plt for not prosecuting upon the tryall occasioned by such default but that the said George Hodgeson shall pay to the plt the Costs by this Court to be taxed in this Cause, And it is further Ordered that the Lessor to the plt shall be charged with the payment of the Costs to the deft if any be adjudged to him.

James Mills	}	The plt haveing sued out writts of Erro ^r in those three causes, and the same being directed to the Comissioners of the County Court of Baltemore County comanding them to send hither the transcript of y ^e Records pcesse pceedings and Judgments of the said County Court in three Judgments late there depending betweene the said plt and Defts. And the said Comissioners not haveing returned the transcript this Court, the said writts of Erro ^r at the request of the said plt are ordered to be Renewed
ag ^t		
Thomas Heath		
The same		
ag ^t		
Jarvis Lassells	}	
The same		
ag ^t		
John ffisher	}	

Timothy Parker & Comp ^a	}	John White sheriffe of Somersett County haveing formerly returned a Cepi in this Cause and not haveing the body of the deft here this Court accordingly the same sheriffe is Amerced unto his Lopp the Right hono ^{ble} the Lord Prop ^{ry} the sume of forty shillings sterling
ag ^t		
ffrancis Roberts		

Martha Ridgely Exec ^{ux}	}	This ac ^{on} is agreed
of Robert Ridgely decd		
ag ^t		
James Mills		

John Peirce Ex ^r of John Peirce decd	}	The defts by Thomas Burford their Attorney appeare and im- parle untill the next Provin- ciall Court.
ag ^t		
Edw ^d Pye & ux Adm ^r of		
Benj ^a Rozer Esq ^r		

William Howes	}	Nicholas Buttrum ffather in Law & Guardian of Henry Bussey sonn & heire of Henry Bussey decd, Lessor ^{rs} in right of the sd Henry Bussey. defts in Ejectment
ag ^t		
George Carter.		

March Court 1683

And in the same Cause it was ordered by the consent of George Parker Attorney for the plt and Thomas Burford Attorney for George Carter that the said George Carter should be Admitted deft, and that he forthwith appeare and receive a Declaration and plead to it the Generall issue and at the tryall to be thereupon had the said George Carter shall appeare in his proper person or by his

Attorney & shall confess lease Entry and Ejectm^t or that in default thereof Judgment shall be entered against the deft John Wilmot the Casuall Ejecto^r but all further psecution against him shall cease untill the said George Carter shall make default in any of the premisses, And it is further Ordered by the Court by the consent of the aforesaid that the said George Carter shall not take any advantage against the plt for not prosecuting upon the tryall occasioned by such default but that the said George Carter shall pay to the plt the costs by this Court to be taxed in this Cause, And it is further ordered that the Lesso^r to the plt shall be charged with the payment of the Costs to the defendant If any be adjudged to him

Liber W. C.

p. 697

William Digges Esq^r } **Comand** was given to the sheriffe of st
ag^t } Maryes County that he take James Mills (if
James Mills } he should be found in his baliwick) and him
safe Keepe soe that he should have his body

here the thirteenth day of ffebruary in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoqⁱ Doni 1682 to Satisfy unto William Digges Esq^r aswell the sume of Two thousand seaven hundred fifty five pounds of tobacco a certaine debt recovered against him before the Justices here the Eighteenth day of Anno Doni 1681 (whereof he is Convict) as also the sume of ffive hundred and forty pounds of tobacco for Costs of Suite W^{ch} said Provinciaall Court wch on the said thirteenth day of ffebruary was to be held as aforesaid was by his Lopps the Lord Prop^{rs} writ of Adjournment Adjourned untill the seaven and Twentyeth day of March then next following On wch said seaven and Twentyeth day of March Joshua Doyne gentl sheriffe of the County aforesaid made returne of the writ aforesaid that the Judgment and Costs in the same mentioned is fully Satisfyed by the within named James Mills.

James Bowling } **Comand** was given to the sheriffe of St^t Maries
ag^t } County that of the Goods and Chattles of Gerrard
Gerrard Slye } Slye (if they should be found in his baliwick) he
should cause to be made aswell the sume of Thirty
six thousand six hundred & sixteene pounds of tobacco a certaine debt for damages recovered against him at a Provinciaall Court held at the City of st Maries the nineteenth day of october Anno Doni. 1682. by James Bowling (whereof he was convict) as also the sume of Two thousand three hundred twenty and two pounds of tobacco for costs of suite, when he had the same soe made as aforesaid or any part thereof the same in his custody to keepe soe that he should have the same here the thirteenth day of ffebruary in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baron of Baltemore &c. Annoqⁱ Doni. 1682 to render to the

Liber W. C. said James Bowling, Which said Provinciall Court wch on the said thirteenth day of ffebruary was to be holden as aforesaid was by his Lopps writ of Adjournment adjourned untill the seaven and twentyeth day of March then next ensueing, On wch said seaven and twentyeth day of March Joshua Doyne gentl. sheriffe of st Maryes County aforesaid made returne of the writ aforesaid that by vertue thereof he hath caused to be made of the Goods and Chattles of the said Gerrard Slye to the value of Eleaven thousand three hundred fifty six pounds of tobacco wch he hath here ready, And for the remainder he hath Leavyed sufficient to satisfy the same wch yet remaines in his hands for want of buyers **Whereupon** It is ordered by the Court at the request of the said James Bowling (being p^rsent in Court) that a venditione exponas issue to the same sheriffe directed comanding him to expose to sale soe Soe much of the goods and Chattles of the said Gerrard Slye in his hands remaining as aforesaid as will satisfy the remainder of the debt and costs in the Execution aforesaid mentioned

p. 698 James Bowling } **Comand** was given to the sheriffe of st Maries
 ag^t } County that of the goods and chattles of Gerrard
 Gerrard Slye } Slye (if they should be found in his baliwick) he
 should cause to be made Aswell the sume of six
 thousand two hundred forty and two pounds of tobacco a certaine
 debt for damages recovered against him at a Provinciall Court held
 here the Seaventeenth day of October Annoq Doni. 1682 by James
 Bowling Whereof) he is Convict) as also the sume of ffourteene
 hundred and five pounds of tobacco for costs of suite, And when
 he had the same soe made as aforesaid or any part thereof the same
 in his custody to keepe soe that he should have the same here the
 thirteenth day of ffebruary in the seaventh yeare of the Dominion
 of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1682
 to render to the said James Bowling. Which said Provinciall Court
 wch on the said thirteenth day of ffebruary was to have been holden
 as aforesaid was by his Lopps writt of Adjournment Adjourned
 unto the Seaven and twentyeth day of March then next ensueing, On
 w^{ch} said Seaven and twentyeth day of March, Joshua Doyne Gent.
 Sheriffe of the County aforesaid made returne of the writ afore-
 said that by vertue thereof he hath Caused to be made of the goods
 and Chattles of the said Gerrard Slye to the Vallue of seaven
 thousand six hundred forty four pounds of Tobacco w^{ch} he hath
 here ready as he is comanded

Gerrard Slye } **Comand** was given to the sheriffe of s^t Maryes County
 ag^t } that he take James Mills, if he should be found in
 James Mills } his baliwick and him safe keepe soe that he should
 have his body here the thirteenth day of ffebruary in
 the seaventh yeare of the Dominion of the Right honorable Charles

Lord Baltimore &c Annoq̃ Doni. 1682, to satisfy unto Gerrard Liber W. C.
 Slye aswell the sume of Two thousand nine hundred thirty and
 eight pounds of tobacco a certaine debt for damages recovered
 against him at a Provinciaall Court held here the fourth day of
 March Anno Doni. 1681 (whereof he is convict) as also the sume
 of ffive hundred thirty and six pounds of tobacco for costs of suite,
 Wch said Provinciaall Court wch on the said thirteenth day of
 february was to have been holden as aforesaid was by his Lopps
 Writt of Adjourned untill the seaven and twentyeth day of March
 then next enuseing, On wch said seaven and twentyeth day of
 March Joshua Doyne Gentl. Sheriffe of the County aforesaid made
 returne of the writ aforesaid that the same is satisfied

And on the backside thereof was thus written

Received in satisfac̃on of this execution the full sume therein
 contained by the order of M^r Thomas Gerrard for the use of
 M^{rs} Martha Ridgely by me Anthony Underwood

Richard Keene	} Comand was given to the sheriffe of Baltimore	
ag ^t		
James Mills	} County that hee take James Mills Otherwise called	
		} James Mills of Baltimore County in the Province
		of Maryland, If he should be found in his baliwick

p. 699

and him safe keep that he should have his body here the Seaven
 and twentyeth day of March in the eighth yeare of the Dominion
 of the right hono^{ble} Charles Lord Baltimore &c. Annoq̃ Domini
 1863. to answer unto Richard Keene of a plea that he render
 unto him the sume of ffive thousand pounds of tobacco wch to him
 he oweth and unjustly detaineth

On wch said seaven and twentyeth day of March Joshua Doyne
 gentl sheriffe of the County aforesaid made returne of the writ
 aforesaid that the said James Mills is not to be found within his
 baliwick **Whereupon** the said Richard Keene by Robert Carville
 his Attorney prayed an Attachment ag^t the goods Chattles and debts
 of the said James Mills according to an act of Assembly in that
 case made and provided And it is granted unto him by the Court
 here.

Bryan Dailey and Rebecca his	} The debt by Kenelm Cheseldyn
wife and James Pattison Executors	
of John Askin deceased	
ag ^t	
John Steevens	} his Attorney appeares and im-
	} parles untill the next Court

Edward English	} The debt by Kenelm Cheseldyn his Attorney ap-
ag ^t	
Richard Edmonds	
	} peares and imparles untill the next Court

Liber W. C. William Morgan & ux } **Comand** was given to the sheriffe of
ag^t } Cecill County that he take Joseph Spermon
Joseph Spermon } (If he should be found in his baliwick and
him safe keepe soe that he should have his
body here the seaven and twentyeth day of March in the Eighth
yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore
&c. Annoꝝ Doni 1683. to Satisfy unto William Morgan and his
wife the sume of One thousand and Twenty pounds of tobacco
wch to them the said William Morgan and his wife by the Justices
of the Provinciall Court held here Was allowed for their comeing
goeing and attendance to testify for the said Joseph Spermon at
the suite of John Rousby gent^l. On wch said seaven and twentyeth
day of March Edward Inglish Gent^l. Sheriffe of the County afore-
said made returne of the writ aforesaid, in manner following Viz^t
Satisfied by me. Edward Inglish sher.

Lewis Blangey & ux Ex^x of } It was commanded the sheriffe of Kent
Desborough Bennett } County that he should take Thomas
ag^t } Harris (if he should be found in his
Thomas Harris } Baliwick) & him safely keepe soe that
he should have his body here the
seaven and twentyeth day of March in the Eighth yeare of the
Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq
Doni. 1683: to satisfy unto Lewis Blanges and his wife Executrix
of Desborough Bennett decd aswell the sume of One thousand two
hundred fifty six pounds of tobacco for costs of suite to them the
said Lewis and his wife by the Justices here the thirteenth day of
November Anno Doni. 1680 allowed upon the reverseing of a
Judgment formerly obtained by the said Thomas Harris and his
wife against the said Lewis and Mary in the County Court of Kent
County, Whereof he is convict, On wch said seaven and twentyeth
day of March in the yeare aforesaid John Hinson gentl sheriffe of
the County aforesaid made returne of the writ aforesaid that by
vertue thereof he had taken the body of the said Thomas Harris
and that the tobacco is all ready

Lewis Jones
ag^t
Thomas Courtney } The debt by Robert Carvile his Attorney appears
and Imparles untill the next Provinciaall Court

George Hodgeson } This cawse being upon a writt of Erro^r from
ag^t } Charles County Court it is continued untill the
Thomas Marshall } next Provincial Court.

Ralph Shaw } July y^e 6th Anno Doni. 1683:
 ag^t } This ac^{on} being an ac^{on} of Ejectment and now
 Philip Lynes } standing upon arrest of Judgment And the first and
 second reason by the plt assigned haveing been read

last Court. and the third and fourth reason being this day read and none of them Judged Sufficient to arrest the Judgment, Upon reading of the fifth reason the Court Declared that they would further advise themselves of and concerning that fifth reason onely, and therefore continued this Cause untill the next Court: Liber W. C.

Att a Provinciall Court Held att the Citty of s^t Maries the Six and twentyeth day of June in the Eighth yeare of the Dominion of the Right hono^{ble} **Charles Lord Baltemore** &c Annoq^{ue} Doni 1683 and there continued untill the Sixth day of July then next Ensueing On w^{ch} said 26th day of June were Present:

The Hono ^{ble}	{	Coff Vincent Lowe Esq ^r Surveyo ^r Genl.	} Comissarys gent.
		Coff W ^m Digges Esq ^r :	
		Coff Henry Darnall Esq ^r }	
		Coff William Burges	
		Majo ^r Thomas Truman	

W^m Cocks Clke

Then Were Majo^r Nicholas Sewall and John Darnall Esq^{rs} princip^t Secretaries of this Province sworne Justices of this Court and tooke their places in Court accordingly

Thomas Haggelton	{	These two actions are Continued untill next Court
agt		
Thomas Truman		
The Lord Prop ^{ty}		
agt		
Josias Seward	}	

The Lord Prop ^{ty}	{	
agt		
Thomas Clipsham	{	
Thomas Parker		
agt	{	
James Clayland		
Henry Johnson	{	appeale
agt		
Samuel Allen	{	
William Howes		
agt	{	Ejectm ^t
George Carter		
Charles Bathurst	{	
agt		
George Curwin	{	Ejectm ^t
John Lemarre		
agt	{	
James Wheeler		

Liber W. C.	John Atkey	}	
	ag ^t	}	
	John Edmondson	}	
	James Congden	}	
	ag ^t	}	
	Thomas Cooke	}	
	Griffith Jones	}	
	ag ^t	}	
	Joseph Weekes	}	
	Peter Kerwan ffrancis Blake & James	}	
	Bodkin Ex ^{rs} of Dominick Bodkin	}	
	ag ^t	}	
	Edw ^d Pye gent. & ux Ex ^x of	}	
	Benj ^a Rozer Esq ^r	}	
	The Same	}	
	ag ^t	}	
	The Same	}	
	James Mills	}	
	ag ^t	}	
	John Walls Marriner	}	
	John Edmondson	}	
	ag ^t	}	
	Thomas Vaughan	}	
	Thomas Taylor	}	
	ag ^t	}	
	William Rawles	}	
	Richard Bailey	}	
	ag ^t	}	
	William Rawles	}	
	Edward ILoyd	}	
	ag ^t	}	
	Nicholas Painter & ux Adm ^x of	}	
	William Parker	}	
p. 702	Edward ILoyd	}	
	ag ^t	}	
	Nicho: Painter & ux Adm ^{rix}	}	
	of William Parker	}	
	The same	}	
	ag ^t	}	
	The same	}	
	Robert Skinner	}	
	ag ^t	}	
	John Wright	}	
	George Abbot	}	
	ag ^t	}	
	Philip Jordan	}	

These Sixteen Causes are continued until the next Provincial Court

Liber W. C.

Nicholas Greenbury	}		
ag ^t	}		
Henry Exon	}		
John Abington	}		
ag ^t	}		
Thomas Truman	}		
John Locker	}		
ag ^t	}		
John Sunderland	}		
Roger Larremore	}		
ag ^t	}	Erro ^{rs}	
Perregreene Browne	}		
George Hodgeson	}		
ag ^t	}	Erro ^{rs}	
Thomas Marshall	}		
James Mills	}		
ag ^t	}		
Thomas Heath	}		
The same	}	Erro ^{rs}	
ag ^t	}		
John ffisher	}		
Henry Gifford	}		
ag ^t	}		
William Sedgewick	}	Erro ^{rs}	
John Galwith	}		
ag ^t	}		
Samuel Goosey	}		
Vincent Lowe Esq ^r	}		
ag ^t	}		
George Holland	}		
Joseph Eaton	}		
ag ^t	}		
Vincent Lowe Esq ^r	}		
The same	}		
ag ^t	}		
The same	}		
George Hodgeson	}		
ag ^t	}	appeale	
Thomas Marshall	}		
Nicholas Painter & ux	}		
ag ^t	}		
Edward ILoyd	}		
The same	}	appeale	
ag ^t	}		
The Same	}		

These Sixteene acōns are con-
tinued untill the next Court

Liber W. C.	Collonel William Burges	}
p. 703	ag ^t	
	Richard Hill	}
	John Richardson	
	ag ^t	}
	Thomas fflowers	
	Jacob Leisler	}
	ag ^t	
	John Edmondson	}
	The same	
	ag ^t	}
	William sharpe	
	Timothy Parker & Comp ^a	}
	ag ^t	
	ffrancis Roberts	}
	Humphrey Davenport	
	ag ^t	}
	Richard Parnes	
	Robert Carvile	}
	ag ^t	
	William Hemsley	}
	James Ringold	
	ag ^t	}
	Elias King	
	Lewis Jones	}
	ag ^t	
	Thomas Courtney	}
	Henry Lewis	
	ag ^t	}
	Garret Vanswearingen	
	Michael Taylor & Ambrose	}
	Barnes	
	ag ^t	}
	William Coursey	
	Barbara Bell	}
	ag ^t	
	William Hemsley	}
	Kenelm Cheseldyn	
	ag ^t	}
	John Pollard	
	John Gatterlea	}
	ag ^t	
	William Carpenter	}
	Thomas Courtney	
	ag ^t	}
	Lewis Jones	

These Fifteen accons are agreed.

Joseph Eaton	} This cause being upon arrest of Judgm ^t and the defts	Liber W. C.
ag ^t		
John Atkey		

	} Attorney sick and not here, it is continued untill the next Provinciall Court.

William Digges Esq^r Adm^r
of Edward Oistin

ag^t

William Dixon & Elizabeth ux W^m
Sharpe & Tho Taylor Ex^{rs} of
Winlock Christenson decd

} William Dixon and Elizabeth his wife William Sharpe and Thomas Taylor Esq ^r of the last will and Testament of Winlock Christenson decd were attached to answer unto William Digges Esq ^r Adm ^r of the goods and	p. 704

Chattles of Edward Oistin late of the Island of Barbadoes gent
dec'd of a plea of trespassse of the case

And Whereupon the said William Digges by Robert Carville his Attorney complaineth that the said Edward Oistin haveing formerly (to wit) in the yeare of our Lord 1667 contracted an intimate familiarity & acquaintance with the said Winlock Christenson then residing at the Island of Barbadoes aforesaid, and minding to beginn and settle betweene them some trade and comerce into this Province whither the said Winlock was then bound Hee the said Edward did upon the twelfth day of November in the said yeare of our Lord 1669 shipp in good order and welconditioned upon the Ketch called the Hopewell whereof was Mast^r for that present voyage one George Toy and then rideing at Anchor in the Roads at Barbadoes, Two Negro men and one Negro Youth named Ned Toby & Jack, to be delivered in the like good order and welconditioned at the port of Petuxent River in Maryland (the Danger of the Seas and mortality excepted) unto the sd Winlock Christenson or his assignes, ffraight for the said Negroes to be payd at Barbadoes at 400th of Muscavadoe sugar p head, In consideration whereof he the said Winlock Christenson did then and there assume upon himself and to the said Edward Oistin faithfully promise that if the said Negroes should arrive alive and safe at the aforesaid port of Maryland that he the said Winlock would receive them for the said Edward Oistines prop account and keepe them till his further order or make satisfaccon for the same or the produce thereof when he should be thereunto requested, And the said William Digges in fact sayth that the said Ketch did shortly after shortly after safely arrive at the port of Maryland, and the said Whitlock Christenson did receive the said three Negroes alive and Safe and in good condition and the same Negroes hath since sold and disposed of at his will and pleasure, Yett Notwithstanding the said Winlock his promise and Assumption soe as afores^d made little regarding, but devising and fraudulently intending him the s^d Edward Oistin of the said three Negroes soe to him consigned as aforesaid to deceive and defraud, hee the said Winlock in his life

Liber W. C. time nor they the said William Dixon and Elizabeth his wife William sharpe and Thomas Taylor or any of him since his death to him the said Edward Oistin in his life time or to the said William Digges since his death have made or Rendered any account or any satisfacon for the said three Negroes or the procedure thereof though often thereunto requested, but for the same to pay and satisfy have hitherto denyed and refused and still doth denye and refuse to the damage of the said William Digges thirty thousand pounds of tobacco And thereupon he bringeth his suite

And he bringeth into Court here his Letters of Administracon by wch it may appear he is Adm^r &c.

And the said William Dixon and Elizabeth his wife William sharpe and Thomas Taylor by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. and prayeth liberty to imparle hereunto next Court & it is granted unto him the same day is given to y^e plt likewise

p. 705 Att wch said next Provincia^l Court (to wit the) thirteenth day of October in the seaventh yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni 1682 came the said partyes by their Attorneys aforesaid And the said defts by their said Attorney Say that the said Winlock did not assume and promise in manner & forme as the said plt above against him in his Declaracon hath complained And of this they put themselves upon the Country, And the plt also:

Itt is therefore comanded the Sheriffe of s^t Maries County that he Cause to come here Twelve &c by whome &c. and who neither &c. to recognize &c because aswell &c.

On wch said thirteenth day of October aforesaid in the yeare aforesaid came the said ptyes by their Attorneys aforesaid And the Jurors Impannelled being called likewise came (to wit) Symon Wilmer, Henry Mitchell ffrancis Gutterick George Hodgeson, James Peterkin Richard Jones Leonard Greene, John Aylward, John Miller, John Cassock, Samuel Dobson, & Robert Gutterick, Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say, that the said Winlock Christenson did assume upon himself and make such promise as the said p^t above against him in his Declaracon hath complained, It is therefore considered by the Court here that the said plt recover against the said debt his damages by him sustained by occasion of the premisses but because It is not knowne to the Court here what damages he hath sustained by occasion thereof It is therefore ordered that a writ of enquiry of damages issue at the next Provincia^l Court

Att w^{ch} said next Provincia^l Court (to wit) the second Day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Donij 1683 came the partyes aforesaid by their Attorneys aforesaid And it was comanded the

Liber W. C.

John Parsons } Alexander Dennett of Dorchester County Mar-
ag^t } riner was summoned to answer unto John Par-
Alexand^r Dennett } sons of a plea that he render unto him his reason-
able account of the time he was the receiver of
the servants goods & tobacco of him the sd John Parsons, & wch
to him to render he ought

And Whereupon the said John Parsons by Robert Carville his Attorney Complaineth that Whereas the said Alexander Dennett being Master of the good shipp called the Dolphin of Poole in the Kingdome of England, And being upon the tenth day of ffebruary in the yeare of our Lord i680 bound with the said shipp to this Province Hee the said Alexander did appeare receiver of the servants and goods of the Said John Parsons, And the same day at Poole aforesaid had and received of the servants and goods of the said John by the hands of the said John three Servants (to wit) Two men servants and named Henry Rowland & Edward Rowland. and one woman servant named ffrances Clare with bedding and cloathes to the said servants belonging All of the vallue of Tenn thousand ffive hundred pounds of tobacco, To render an account of the said servants and goods to the said John at the arrivall of

Liber W. C. the sd shipp within this Province And the said John in ffact sayth that the said Alexand^r Dennett upon the thirteenth day of May in the yeare of our Lord 1681 Arrived in Petuxent River in the said Province with his said shipp and the servants and goods aforesaid Yett Notwithstanding the said Alexander Dennett although oftent required a reasonable account of the said servants and goods to the said John hath not as yet given, but the same to give hath altogether denyed and refused, To the damage of the said John ffifteene thousand pounds of tobacco And thereupon he bringeth his suite

And the said Alexander Denmet by Griffith Jones his Attorney cometh & defendeth the force and injury when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him, And the same day is given to y^e p^{lt} also

Att wch said next Provinciaall Court (to wit) the thirtyeth day of Aprill in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq. Doni. 1683 came the said parties by their Attorneys aforesaid And the said Alexand^r Den- nett by his said Attorney sayth that he the said Alexand^r always was and still is ready to render an account to the said John Parsons of the sales of the servants in the said plantiffes Declaration mentioned, Therefore it is considered by the Court here that the said Alexander Denmet of the servants and goods of the same Jn^o Parsons, by the time aforesaid in forme aforesaid received doe account, And hereupon Majo^r Thomas Taylor and Garrett Vanswearingen gentl are by Consent of the same plt and deft and their Attorneys Assigned Audito^{rs} by the Court here to heare Audite state and examine the said account of the said Deft to the sd plt soe as they make their Report thereof under their hands and seales to the Justices of this Court on the first day of the next Provinciaall Court

Now here at this day (to wit) the ffifth day of July in the yeare aforesaid came the parties aforesaid by their Attorneys aforesaid And the said Thomas Taylor and Garret Vanswearingen the Au- ditor^s aforesaid returned to the Court here their Report of the account by them stated betweene the said plt & Deft wch is as fol- loweth. Viz :

By vertue of a Comission directed to us by the hono^{ble} the Jus- tices of the prov^l Court to Audite state and examine the accounts betweene John Parsons plt and Alexander Dennett deft, And in Obedience to the said Comission Wee Thomas Taylor and Garrett Vanswearingen have stated the account and doe make this our report

D^r

ti Tob :

To the freight of himself and three Servants}	6000
at 1500. p head.....}	
To the Doctors Chest.....	0060

To y ^e Lord Baltemore 1 ^s p head 4 psons.....	0048	Liber W. C.
To harbor dyett.....	0800	
To Cond. sales & receiveing 7200 ^{li} tob.....	0350	
Sume Totall 7258		

P Contra Cr:

By sales of Henry Rowland.....	2500
By sale of ffrancis Clare.....	2500
By sale of Edward Rowland.....	2200
Rest due to Alexander Dennett:.....	0058
7258	

Thomas Taylor
Garret Vanswearingen

Which Report of the Auditors aforesaid being read and heard p. 707
Itt is considered by the Court here that the said John Parsons take nothing by his writ aforesaid but be in mercy for his false Clayme therein and that the said Alexander Dennett goe thereof without day and That the said Alexander Dennett recover against the said John Parsons the Sume of _____ pounds of tobacco for his costs and charges by him about his defence in this behalfe Laid out and expended: and the said Alexander Dennett may have thereof Execution

Thomas Fisher Adm ^r of	} Nicholas Hackett late of Talbot County otherwise called Nicholas Hackett was sumoned to answeare unto Thomas ffisher Marchant Adm ^r of all and Singuler the goods and Chattles of Richard Atkins
Richard Atkins	
ag ^t	
Nicholas Hackett	

Marchant decd in a plea of debt and that he render to the said Thomas the full whole & just sume of Three thousand pounds of good sound marchantable tobacco w^{ch} from him he unjustly detaineth

And whereupon the said Thomas by Griffith Jones his Attorney comes and sayth. That the said Nicholas the six and twentyeth day of January 1668 by his Certaine bill or writeing sealed with the seale of him the said Nicholas as his act and deed delivered and here in Court produced whose date is the day and yeare aforesaid Did acknowledge and confess himself his heires Executors Adm^{rs} and assignes firmly by the said bill to pay or cause to be paid unto the said Richard Atkins his heires Executo^{rs} Adm^{rs} or Assignes the said Sume of three thousand pounds of good sound marchantable tobacco with Caske according to act of Assembly upon all Demand **Nevertheless** the said Nicholas did not pay or Cause to be paid unto the said Richard Atkins in his lifetime the said sume of three thousand pounds of tobacco according to the teno^r of the

Liber W. C. Said bill, Nor hath the said Nicholas payd the same to the said Thomas in his said Capacity since the death of the said Richard, but the same to the said Richard in his life time or to the said Thomas in his said Capacity since the death of the said Richard to pay and satisfy although often demanded hath denyed and still doth denye, To the damage of the said Thomas in his said Capacity ffive thousand pounds of tobacco And thereupon he brings his suite And here in Court produces his Letters Testamentary Whereby &c.

And the said Nicholas Hackett by Robert Carville his Attorney cometh and defendeth the force and injury when &c. And prayeth liberty to imparle hereunto untill the next Provinciaall Court And it is granted unto her, and the same day is given to the plt also :

Now here at this day to wit the second day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq Doni 1683 came the said parties by their Attorneys aforesaid And the said Nicholas Hackett by his said Attorney sayth that he with the debt aforesaid in the Declaration mentioned ought not to be burthened, because he sayth the bill or writeing obligatory in the Declaration aforesaid mentioned is not his act and deed And of this he putts himself upon the Country And the plt likewise, Therefore it is comanded the sheriffe of s^t Maries County that he Cause to come here Twelve &c. by whome &c. and Who neither &c. to recognize &c. because aswell &c :

On wch said second day of July in the yeare aforesaid Came the parties aforesaid by their Attorneys aforesaid And the Jurors impannelled being called likewise came (to wit) Philip Lynes, Richard Keene, John Hungerford, Richard Royston, John Power, Sam^{ll} Dobson, John Wilkinson Thomas Stonestreet, James Phillips. Stephen Murty, Dennis Hurley & Hugh Hopewell, Who being elected tryed and Sworne to say the truth in the premisses Upon
p. 708 their Oathes doe say, That the bill or writeing obligatory in the Declara^{tion} aforesaid mentioned is not the act and deed of the said Nicholas Hackett. Itt is therefore considered by the Court here that the said Thomas ffisher ffisher Adm^r as aforesaid take nothing by his writ aforesaid but be in mercy for his false Clayme therein and that the said Nicholas Hackett goe thereof without day

Raymond Stapleford	}	Thomas Cooke late of Dorchester County
ag ^t		otherwise Called Thomas Cooke of the
Thomas Cooke	}	County of Dorchester in the Province of
		Maryland gentl was sumoned to answere unto

Raymond Stapleford of a plea that he render unto him Twenty and two pounds six shillings and tenn pence sterling money of England w^{ch} to him he oweth and unjustly detaineth

And whereupon the said Raymond Stapleford by Robert Carville his Attorney Complaineth That whereas the said Thomas Cooke

upon the eighteenth day of June in the year of our Lord 1681 at Chaptanke in Dorchester County aforesaid by his Certaine bond or writeing Obligatory made sealed and as the Deed of the said Thomas to the said Raymond delivered, w^{ch} said bond or writeing obligatory by the said Thomas with his seale signed and delivered as aforesaid the said Raymond brings into Court and is mentioned to beare date the seaventeenth day of June in the yeare of our Lord 1680, but was soe sealed and delivered the Eighteenth day of June 1681 aforesaid, Did acknowledge himself to be holden and firmly bound unto the said Raymond stapleford in the full and Just sume of Twenty and two pounds Six shillings and tenn pence of Sterling money of England to be paid upon the Last day of October next following the true date of the said bond or writeing Obligatory (that is to say) then next following the day of the sealeing and Delivery of the said bond or writeing obligatory as aforesaid, And to be paid upon the Dwelling Plantacon of the said Stapleford in Dorchester County in Hunger River, Yett Notwithstanding the said Thomas Cooke the said sume of Twenty and two pounds six shillings and tenn pence sterling to him the said Raymond according to the Teno^r of the said bond or writeing obligatory though often afterwards (that is to say) upon the first day of November in the year of our Lord 1681 and at seaverall dayes and times Since at Hunger River in the said County he the said Thomas by him the said Raymond hath been thereunto requested hath not payd or Satisfyed, but the same to pay and Satisfy hath hitherto denyed and refused and still doth denye and refuse to pay the same to the damage of the said Raymond thirty pounds sterl And thereupon he bringeth his suite

And the said Thomas Cooke by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. and prayeth the hearing of the said writeing obligatory and it is read unto him, Hee also prayeth hearing of the Condition of the same writeing obligatory and it is read unto him in these words, The Condition of this obligation is such that if the above bound Thomas Cooke his heires Executors^{rs} Adm^{rs} or Assignes Doe pay or Cause to be payed unto the above named Raymond stapleford his heires or Assignes the Just sume of Eleaven pounds three shillings and tenn pence sterling money of England in goods according to the true Costs in England without any costs or any other Charge whatsoever to the said Stapleford or his order, Att his dwelling house in Hunger River according to Stapleforde Invoice of directions of what goods the said Cooke shall bring in for the said Stapleford (Provided that the said Cooke shall sweare to the prizes and Costs of the goods wch he shall bring into the Country for the said Stapleford before two Comissioners If the said stapleford require it) In Consideration of Two thousand Seaven hundred ninety and five

Liber W. C.

Liber W. C. pounds of tobacco and Caske delivered to the said Cooke at the s^d Stapleforde Landing, Then this Obligacon to be voyd and of none effect otherwise to remaine in full force and vertue

Before signing and sealeing it is agreed that the said goods shall be delivered at the dwelling plantacon of Edward Cooke in Little Chaptanke River)

Which being read and heard the said Thomas Cooke by his said Attorney prayeth Liberty of speaking thereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the plt also :

Now here at this day (to wit) the third day of July in the eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683 Came the said partyes by their Attorneys aforesaid and the said Thomas Cooke by his said Attorney sayth That the said Raymond his action aforesaid against him Ought not to have for that he sayth That he the said Thomas performed all and every the Conditions of the said writeing obligatory according to the true intent and meaning of the same And this he is ready to averre and prayes Judgment if y^e said Raymond his accon aforesaid Ought to have

And the said Raymond by his said Attorney saith that he ought not to be barred from having his accon aforesaid against him the said Thomas, ffor that he the said Thomas hath not performed all and singuler the Conditions of the said writeing Obligatory according to the true intent and meaning of the same as the sd Thomas by his plea hath above alleadged And this he prayes may be Enquired of by the Country. And the plt likewise, Itt is therefore comanded the sheriffe of s^t Maries County that he Cause to come here twelve &c by whome &c. and who neither &c. to recognize &c. because aswell &c.

On w^{ch} said third day of July in the yeare aforesaid came the said partyes by their Attorneys aforesaid And the Jurors impanelled being called likewise came (to wit) Justinian Gerrard, James Ringold Marke Cordea, Samuel Hatton, Thomas Sikes, Humphrey Jones, Edward Ward Richard Edelen Bryan Dailey, John Smith, William Roswell & Thomas Simpson Who being elected tryed and sworne to say the truth in the premisses upon their Oathes doe say that the said Thomas Cooke hath not perfored all and every the Conditions of the said bond or writeing obligatory according to the true intent & meaning of the same Itt is therefore considered by the Court here that the said Raymond Stapleford recover against the said Thomas Cooke aswell the aforesaid Sume of Twenty two pounds six shillings and tenn pence Sterling debt as also the Sume of One thousand five hundred twenty eight pounds of tobacco for costs of suite & the said Defendant in mercy &c.

James Jones ag ^t Joseph Eaton	}	Joseph Eaton late of s ^t Maries County Marriner was attached to answeere unto James Jones of a plea of Trespasse upon the case	Liber W. C.
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And whereupon the said James Jones by Anthony Underwood his Attorney Complaineth that whereas the said James the sixth day of June 1682 at S^t Georges in st Maries County In Consideration that the said James at the speciall instance and request of the said Joseph had Lett to hyre and delivered to the said Joseph a Certaine Servant of his the said James haveing with him seaverall goods and Chattles of the proper goods & Chattles of him the said James to the Vallue of Two thousand pounds of tobacco, the said servant to serve him the said Joseph in his Lawfull occasions for a Certaine time between them then & there agreed on, The said Joseph in Considera^on thereof did assume upon himself and to the said James then and there did faithfully promise that he the said Joseph not onely the said servant with the goods and Chattles aforesaid to the said James at the expiration of the time aforesaid would give up and redeliver, but that he y^e said Joseph for the service of the said servant according to the rate of thirty shillings p month to the said James would well and truly upon request Content & pay Nevertheless the said Joseph his promise and Assumption aforesaid not regarding but meaning and fraudulently intending him the said him the sd James in this behalfe Craftily and Subtilly to deceive and defraud, The said Joseph after the said Servant had served him the said Joseph for the space of thirty three dayes he the said Joseph the said Servant to parts unknowne to the said James did dispose and Eloyne Whereby the said James was put to greate charges and expences in procureing againe his said servant And the goods and Chattles aforesaid to the proper use and behoofe of him the said Joseph did convert and dispose Nor hath the said Joseph any waies satisfyed and payd y^e said James the sume of three and thirty shillings wch according to the agreement aforesaid became due to the said James for the service of the said Servant Although he the said Joseph to doe the same by the said James hath beene thereunto required (that is to Say) the second day of May in the yeare aforesaid, but hath hitherto denyed and still doth refuse to the damage of the said James ffoure thousand pounds of tobacco And thereupon he bringeth his suite

p. 710

And the said Joseph Eaton by Robert Carville his Attorney cometh & defendeth the force and injury when &c. and prayeth Liberty to imparle hereunto untill next Provincia^ll Court and it is granted unto him, And the same day is given to the plt also

Now here at this day (to wit) the thirtyeth day of June in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^{ue} Domj 1683 Came the said ptijes by their Attorneys aforesaid And the said Joseph Eaton by his said Attor-

Liber W. C. ney sayth that he did not assume upon himself or to the said James make such pmise as the said James above against him hath declared And of this he puts himself upon the Country And the plt likewise, Itt is therefore comanded the sheriffe of s^t Maries County that he Cause to come here Twelve &c. by whome &c and who neither &c. to recognize &c because aswell &c.

On wch said thirtyeth day of June in the yeare aforesaid Came the sd partyes by their Attorneys aforesaid And the Jurors impannelled being called likewise came (to wit) Justinian Gerrard, James Ringold, John Craycroft, Samuel Hatton, Thomas Sikes Humphrey Jones, Joseph Edelen Richard Edelen, James Bowling, John smith William Roswell and Thomas Simpson. Who being elected tryed and Sworne to say the truth in the premisses Upon their Oathes doe Say, that the said Joseph Eaton did Assume upon himself and to the said James Jones make Such promise as the said James hath above declared against him and they assess the damage of the said James to thirty three shillings sterling Itt is therefore considered by the Court here that the said James Jones recover against the said Joseph Eaton aswell the aforesaid Sume of thirty and three shillings Sterling damages by the Jurors aforesaid in forme aforesaid Assessed as also the Sume of Two thousand ninety two pounds of tobacco for costs of Suite And the Deft in mercy

p. 711 William Chesheire } Thomas Carville of S^t Maries County in the
 ag^t } Province of Maryland Planter was attached to
 Thomas Carville } answere unto William Chesheire of the said
 County & Province Planter of a plea of Tres-
 pass of the case

Whereupon the said William Chesheire by George Thompson his Attorney complaynes that whereas the said William Chesheire is a true and faithfull Tennant of y^e Right hono^{ble} the Lord Baron of Baltemore Lord and Prop^{ry} of this Province of Maryland, and hath continued alwayes of good name and fame, and soe with all honest grave and discreet men and his neighbours hath been held called and reputed, Yett the aforesaid Carville not ignorant of the premisses but plotting the aforesaid Chesheire most unjustly to greive, and his good Name fame and estate to hurt detract and damnify and him the said Chesheire to bring into trouble Vexation and Infamy, as also the same Chesheire wholly to destroy and bring to nought, caused the said Chesheire (by certaine witnesses by him the said Carville suborned) to the grand Inquest at the Provinciaall Court held at st Maries the four and Twentieth day of November Anno Doni 1680, to be presented accused and Indicted. before the hono^{ble} Philip Calvert Chancello^r of the said Province of Maryland ffor that hee the said Chesheire the 22th day of September Anno Doni. 1679 Two hoggs of the prop goods and Chattles of the said

Thomas Carvile and of his pper marke of the Vallue of Two hundred pounds of tobacco did kill steale and Carry away And the 18th of December Anno 1679 Three Piggs of the proper goods and Chattles of the said Thomas Carvile and of his proper marke of the Vallue of One hundred pounds of tobacco did Kill steale and beare away, And also the thirtyeth Day of November Anno 1679 One hogg of the proper goods and Chattles of John Tyrling and of his proper marke of the vallue of One hundred pounds of tobacco did kill Steale and beare away, And the 15th day of December Anno Dnj 1679 one other hogg of the proper goods and Chattles of the said John Tyrling did kill steale and carry away Of all wch said crimes the said Chesheire hath ever been ignorant & cleare, But by the malitious practices of the aforesaid Thomas Carvile and his Suborning witnesses against the said Chesheire, the said Chesheire (at a Provinciaall Court held for this Province at the City of s^t Maries the foure and Twentyeth day of November Anno Dni 1680, before the said Hono^{ble} Phillip Calvert and his Lopps Hono^{ble} Councill) hath not onely shamefully beene presented convicted and condemned, but hath also wrongfully undergone the Judgment of the said Provinciaall Court of paying treble damages standing foure hours in the pillorie & haveing his Eares cropt and stigmatized with the Letter **H** in the forehead for the same Through the false malitious, and execrable practices of the said said Thomas Carvile by whose meanes he the said Chesheire is not onely in his name and good fame utterly Destroyed and brought to nought, but also through the aforesaid Judgments Corporall punishments and Vexations he the said Chesheire stands much Impoverished wearyed and oppressed To the damage of the said Chesheire Three hundred pounds Sterling, and thereupon he bringeth his suite

And the said Thomas Carvile by Anthony Underwood his Attorney cometh and defendeth force and Injury when &c and prayeth liberty to imparle hereunto untill the next Court & it is granted unto him And the same day is given to the plt likewise

Att w^{ch} said next Provinciaall Court (to wit) the One and thirtyeth day of March in the eighth yeare of the Dominion of the right hono^{ble} Charles Lord Baltemore &c Annoq; Doni 1681 came the said partyes by their Attorneys aforesaid And the said Thomas Carvile by his said Attorney sayth That the said William his accon aforesaid against him Ought not to have because he sayth that the said Thomas Carvile is in noe wise guilty of suborning any witnesse or witnesses to give in any Evidence against the said William Chesheire to the grand Jury at the provinciaall Court mentioned in the Declaracon aforesaid as the said William Chesheire hath most scandalously falsely malitiously and Illegally above in his Declaracon sett forth And further Sayth that the said William Chesheire was and is guilty of the Crimes in the Declaracon above mentioned

Liber W. C. in manner and forme as the said William Chesheire on Record in this Court standeth accused and convicted of the same, And this he is ready to verify aswell by the Records of the same Court as otherwise, And therefore prayeth Judgment if the said William Chesheire his accon ought to have

And the said William Chesheire by his said Attorney sayth that he ought not to be barred of his accon for any thing above alleadged And of this Craves Judgment of the Court

And the said Thomas Carvile by his said Attorney sayth in his plea above he hath said That he is not guilty of the premisses aforesaid And this he prayes may be enquired of by the Country And the plantiffe likewise

It is therefore comanded the Sheriffe of S^t Maryes County that he Cause to come here twelve &c by whome &c. and Who Neither &c. to recognize &c because aswell &c.

On w^{ch} said one and thirtyeth day of March in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) Richard Keene, John Read Robert Toate Philip Lynes Thomas Witcherly, John Addison Thomas Love James Yore, Matthew Turner William Somerhill, John Parsons & Thomas Cooke Who being elected tryed and Sworne to say the truth in the p^rmisses Upon their Oathes doe say that the sd Thomas Carvile is guilty of Suborning witnessses against the said William Chesheire, and they Assess the Damages of the said William to Twenty thousand pounds of tobacco, W^{ch} verdict of the Jurors aforesaid being read and heard the said Thomas Carvile by his Attorney aforesaid moved in arrest of Judgment and prayed day untill the next Provinciaall Court to assigne the reasons for Arresting the same And it is granted unto him, and the same day is given to the plantiffe likewise

Now here at this day (to wit) the six and Twentyeth day of June in the yeare of our Lord 1683 aforesaid came the said William Chesheire by his Attorney aforesaid and Offerred himself against the said Thomas Carvile of and upon the premisses aforesaid but the said Thomas Carvile came not but made default Therefore Itt is Considered by the Court here that the said William Chesheire recover against the said Thomas Carvile aswell the aforesaid sume of Twenty thousand pounds of tobacco damages by the Jurors aforesaid in forme aforesaid Assessed as also the sume of Six thousand two hundred and fifty pounds of tobacco for Costs of suite, And the said Defendant in mercy

Eod die

Allowed to M^r John Tyrling for comeing goeing and attendance to Testify for the Lord Prop^{ty} and for William Chesheire against

Thomas Carvile in all nine dayes at 30th tobacco p day to be paid out of the said Carviles estate after the above Judgment is satisfied Liber W. C.

Ordered that the three men that were prest by the sheriffe of s^t Maries County by order of his Lopp the Lord Prop^{ty} be and are hereby allowed the sume of ffifteene pounds of tobacco p day (for securing the estate of the said Thomas Carvile) to be paid out of the said estate after the aforesaid Judgment be satisfied, And that all the witnesses that were sumoned by his Lopp to testify ag^t the said Thomas Carvile and by the said Thomas Carvile, be satisfied out the sd state but that the aforegoing judgment be first Satisfied

William Colebourne	} John Kirke late of Calvert County Marchant	p. 713
ag ^t		
John Kirke	} was attached to answere unto William Cole-	
	} bourne in a plea of trespassse of the case	

And whereupon the said William Colebourne by Anthony Underwood his Attorney Complaineth that Whereas the said John Kirke the first day of March 1680 at Petuxent River in Calvert County aforesaid was indebted unto the said William Colebourne for Sloop hyre the sume of ffifteene hundred pounds of tobacco, the said John Kirke did then and there Assume upon himself and to the said William Colebourne faithfully promise that he the said John him the said William the said sume of ffifteene hundred pounds of tobacco when thereunto required would well and truly content and pay, Yett nevertheless the said John Kirke his promise and assumption aforesaid to the said William soe as aforesaid made not regarding but deviseing and fraudulently intending him the sd William in this behalfe craftily and Subtily to deceive and defraud the said sume of ffifteene hundred pounds of tobacco the said John to him the said William hath not paid according to his promise aforesaid although the said John by him the said William to doe the same hath been often thereunto required (to wit) the seaven and twentyeth day of March at Petuxent aforesaid in the yeare aforesaid, but the same to pay hath denyed & still doth deny to the dammage of the said William three thousand pounds of tobacco and thereupon he bringeth his suite

And the said John Kirke by Robert Carvile his Attorney cometh and defendeth the force & injury when &c. and prayeth liberty to Imparle hereunto untill the next Provinciaall Court and it is granted unto him And the same day is given to the pst likewise

Now here at this day to wit the second day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni. 1683 Came the said ptyes by their Attorneys aforesaid And the said John Kirke by his said Attorney sayth that he did not Assume upon himself and to the said William make such

Liber W. C. promise as the said William above against him hath declared And of this he putts himself upon the Country, And the p^lt also Itt is therefore Comanded the sheriffe of s^t Maries County that he Cause to come here Twelve &c. by whome &c. and who neither &c. to Recognize &c. because aswell &c.

On wch said second day of July in the yeare aforesaid came the said ptijes by their Attorneys aforesaid And the Jurors Impannelled being called likewise came to wit, Justinian Gerrard James Ringold Marke Cordea Samuel Hatton Thomas Sikes Humphrey Jones, Edward Ward, Richard Edelen, Bryan Dailey, John smith, William Roswell & Thomas Simpson Who being elected tryed and Sworne to say the truth in the premisses Upon their Oathes Doe say. that the said John Kirke did Assume upon himself and to the said William Colebourne make such promise as the said William hath above declared against him & they assess the damage of the said William to ffifteene hundred pounds of tobacco Therefore Itt is Considered by the Court here that the Said William Colebourne Recover against the said John Kirke Aswell the aforesaid sume of ffifteen hundred pounds of tobacco damages by the Jurors aforesaid in forme aforesaid Assessed as also the sume of Two thousand three hundred and nineteen pounds of tobacco for Costs of suite, And the said Deft in mercy &c

Stephen Bearcroft and	} Richard Sweatnam was attached to answer unto Stephen Bearcroft and Edmond Buck- eridge in a plea of trespass of the case And Whereupon the said Stephen and Edmond by Kenelm Cheseldyne their At- torney complayneth that Whereas the said Richard Sweatnam the 28th day of November Anno Doni 1678: stood indebted unto the said stephen and Edmond the sume of ffive thousand six hundred pounds of tobacco for divers goods and Marchandizes then bought had & received of them the said Stephen and Edmond (to wit) one Caske of brandy Eight hundred pounds of tobacco And three pipes of ffyall wyne at Sixteene hundred pounds of tobacco p pipe Amounting to the sume of ffoure thousand Eight hundred pounds of tobacco both w ^{ch} sumes in the whole amounting to the sume of ffive thousand six hundred pounds of tobacco aforesaid, In con- sideraçon Whereof the said Richard did assume upon himself and to the said Stephen and Edmond did faithfully promise that he the said Richard when thereunto required the same to them the said Stephen and Edmond would well and truly content and pay, And the said Stephen and Edmond say Although the said Richard the sume of three thousand Eight hundred and five pounds of tobacco part of the said sume of five thousand six hundred pounds of tobacco hath paid and Satisfied to them the said Stephen and
Edmond Buckeridge	
ag ^t	

Richard Sweatnam

Edmond Yet One thousand seaven hundred ninety and five pounds of tobacco residue of the said sune of five thousand six hundred pounds of tobacco the said Richard hath not to them the said Stephen and Edmond paid according to his pmise but the same to them to pay hitherto hath and still denyes to pay, To the Damage of them the said Stephen and Edmond the sune of Three thousand pounds of tobacco and thereupon they bring their Suite

Liber W. C.

And the said Richard Sweatnam by Griffith Jones his Attorney cometh and Defendeth the force and injury when &c. and prayeth liberty to imparle here unto untill the next Provinciaill Court and it is granted unto him and the same day is given to the Plt likewise

Now here at this day (to wit) the fifth day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni. 1683 Came the said partyes by their Attorneys aforesaid, And the said Richard Sweatnam by his said Attorney sayth that the said plts from their accon aforesaid against him the said Richard Ought to be barred and excluded for that the said plt their said accon agt. this Deft did not comence within the space of two yeares as by the act of Assembly is provided And therefore prayes Judgm^t if the said plts from their said accon ought not to be barred and excluded

And the said stephen and John by their said Attorney say they are Marchants Liveing in England and Tradeing into this Province and ought to be barred by the said act of Limitacons for that they are excepted as Soe out of the said Act And of this they crave Judgment of the Court, And the said Defendant also:

W^{ch} being read heard and understood It seemeth to the Court here that the plea of the aforesaid defendant in manner aforesaid pleaded and the matter therein Contained is sufficient in Law to debarr the plantiffes from haveing their accon aforesaid against him the said Deft Itt is therefore considered by the Court here that the said Stephen Bearcroft and John Buckeridge take nothing by their plea aforesaid but be in mercy for their false clayme therein and that the said Richard sweatnam goe thereof without day And that the said Richard Sweatnam recover against the said Stephen Bearcroft and John Buckeridge the sune of six hundred & fifty pounds of tobacco for his Costs and charges by him about his defence in this behalfe Layd out and expended And the said Richard may have thereof Execution

Marke Cordea	} Symon Spracklin late of st Maryes County
ag ^t	
Symon Sprackling	} Otherwise Called Symon spratling of st Maries County in y ^e Province of Maryland Planter

was Sumoned to answer unto Marke Cordea of a plea that he render unto him Two thousand five hundred pounds of tobacco w^{ch} to him he oweth & unjustly Detaineth

Liber W. C. And whereupon the said Marke by Robert Carvile his Attorney
 p. 715 complaineth that Whereas the said Symon upon the Ninth day of
 August in the yeare of our Lord 1681 by his Certaine bill or writing
 Obligatory sealed with the Seale of him the Said Symon and
 here in Court produced whose date is the day and yeare abovesaid,
 Did acknowledge himself to be bound unto the Said Marke Cordea
 in the full and just sune of Two thousand ffve hundred pounds of
 good sound Marchantable tobacco in Caske, to be paid unto the
 said Marke Cordea his heires Executo^{rs} Adm^{rs} or Assignes att or
 upon the tenth day of October next ensueing the date of the said
 bill at Some Convenient Landing in the said County of s^t Maries,
 Yett Notwithstanding the said symon Spratling the Said Sume of
 Two thousand five hundred pounds of tobacco to the said Marke
 Cordea according to the Teno^r of the said bill though often there-
 unto requested hath not payd or Satisfyed but the same to pay and
 satisfy hath hitherto denyed and refused and still doth denye and
 refuse to pay the same to the damage of the said Marke ffve thou-
 sand pounds of tobacco And thereupon he bringeth his suite

And the said Symon Spratling by Kenelm Cheseldyn his Attor-
 ney cometh and defendeth the force and injury when &c. and pray-
 eth liberty to imparle hereunto untill next Provinciaall Court and it
 is granted unto him And the same day is given to the pth likewise

Now here at this day (to wit) the third day of July in the Eighth
 yeare of y^e Dominion of the Right hono^{ble} Charles Lord Baltimore
 &c. Annoq^{ue} Doni. 1683, came the said partyes by their Attorneys
 aforesaid And the said Symon Spratling by his said Attorney sayth
 that he cannot gainsay the ac^{con} aforesaid of the said Marke Cordea
 nor but that he oweth unto the said Marke the said Sume of two
 thousand five hundred pounds of tobacco, Itt is therefore Consid-
 ered by the Court here that the said Marke Cordea recover against
 the said Symon Spratling aswell the aforesaid Sume of Two thou-
 sand five hundred pounds of tobacco debt as also the sune of Eight
 hundred ninety and foure pounds of Tobacco for costs of Suite
 And the deft in Mercy &c.

John Rousby	}	Edward Inglish late of Cecill County was sumoned
ag ^t		to answer unto John Rousby of a plea that he
Edward Inglish	}	render unto him the Sume of seaven thousand two
		hundred forty foure pounds of tobacco w ^{ch} to him
		he oweth and unjustly detaineth

And Whereupon the said John in his proper pson sayth That
 whereas the said John at a Provinciaall Court of the Right hono^{ble}
 the Lord Prop^{ry} that now is held the second day of March in the
 yeare of our Lord 1681 at the Citty of s^t Maries before his Lopps
 Justices of the said Court had recovered against one Joseph Spernon
 of Cecill County aforesaid the said seaven thousand two hundred

forty foure pounds of tobacco wch to the said John in the same Court was adjudged for his damages w^{ch} he sustained by occasion of a Certaine Trespass of the Case by the said Joseph against the said John done and comitted, and whereof the said Joseph was convicted as by the record and process of the said Judgment in the same Court of the said Lord Prop^{ty} here remaining manifestly appeares Upon w^{ch} sd Judgment the said John for the sooner having and obtaining of his damages aforesaid Then afterwards (that is to say) the seaventh day of March in the yeare aforesaid did prosecute out of the said Court of the Lord Prop^{ty} a Certaine writ of the Lord Prop^{ty} of Capias ad satisfaciendum against the said Joseph to the said Edward then and yet sheriffe of Cecill County aforesaid directed, By wch said writ the said Lord Prop^{ty} did comand the said Edward then and now being sheriffe of the County aforesaid that he should take the said Joseph (If he should be found within his baliwick) and him safely keepe soe that he should have his body before the Justices of the said Lord Prop^{ty} at the then next Provinciaill Court to be held on the second day of May then next following at the said City of S^t Maries to satisfy the said John the damages aforesaid Whereof the said Joseph was convict Wch said writ to the said Edward then and yet sheriffe of the County of Cecill aforesd directed The said John afterwards and before the returne of the same writ (that is to say) the seaventh day of March 1681 in Cecill County aforesaid did deliver unto the said Edw^d then and yett sheriffe of the County aforesaid in forme of Law to be executed, By vertue of wch said writ the said Edward then and yet sheriffe of the County aforesaid That is to Say) the five and twentyeth day of Aprill 1682 in Cecill County aforesaid the said Joseph did take and arrest and him the said Joseph in execution for the damages aforesaid then and there had, And the said Joseph soe in Custody of the said sheriffe of the County aforesaid in execution as aforesaid for the damages aforesaid in forme aforesaid being, the said Edward afterwards that is to say the six and twentyeth day of Aprill 1682 being then Sheriffe of Cecill County aforesaid the said Joseph at Cecill County aforesaid Out of his custody to goe at large where he the said Joseph pleased did (without the consent of the said John) freely pmit and Suffer, Hee the said John of his damages aforesaid not being any waies Satisfyed, By reason whereof accon did accrue to the said John to have of the said Edward the said sune of Seaven thousand two hundred forty foure pounds of tobacco, Neverthelesse the said Edward Although often required the same to the said John hath not rendered but hath hitherto refused and doth still refuse To the damage of the said John ffourteene thousand pounds of Tobacco and thereupon he bringeth his suite

p. 716

And the said Edward English by Griffith Jones his Attorney

Liber W. C. cometh and defendeth the force and injury when &c. and prayeth liberty to Imparle hereunto untill next prov^l Court and it is granted unto him And the same day is given to the pⁿ also:

Now here at this day (to wit) the third day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c. Annoq³ Doni 1683; Came the said John Rousby and the said Edward Inglish in their prop^s sons and the said Edward Inglish sayth that he cannot gainsay the accon aforesaid of the said John Rousby in forme aforesaid against him brought, and that he the said Edward consenteth that Judgment pass against him for the aforesaid sume of seaven thousand two hundred forty foure pounds of tobacco, Provided that Execution thereof Cease untill the tenth day of October next. Itt is therefore Considered by the Court here that the said John Rousby recover against the said Edward Inglish aswell the aforesaid Sume of seaven thousand two hundred forty and foure pounds of tobacco debt as also the sume of ffive hundred eighty foure pounds of tobacco for Costs of suite, And that Execution thereof Cease untill the tenth day of October next.

James Fugate	} George Wells late of Baltimore County gent ^f was
ag ^t	
George Wells	

attached to answere unto James ffugate in a plea of trespass of the Case

And whereupon the said James by Thomas Burford his Attorney complaineth that whereas the said James the second day of May in the yeare of our Lord 1682 at Baltimore County aforesaid was possessed of Nine head of Cattle (that is to say) two Cowes one three yeare old Heifer. One three yeare old Steer, Two foure yeare old steeres, and three steeres of two yeares old a peice, and two Calves, Of the vallue of Eight thousand pounds of Tobacco as of his proper Cattle and being thereof Soe posest the said Cattle out of his hands and posession did casually loose, w^{ch} said Cattle afterwards that is to say the 20th day of May in the yeare aforesaid at Baltimore County aforesaid to the hands & possession of the said George by finding came, Nevertheless the said George Well knowing y^e sd Cattle to be the prop Cattle of him the said James and to him the said James of right to belong and appertaine, but minding and fraudulently intending him the said James in that behalfe Craftily and subtilly to deceive and defraud the said Cattle unto the said James although often thereunto requested hath not delivered, but the same afterwards that is to Say the 28th day of May in the yeare of our Lord 1682 at Baltimore County aforesaid

p. 717 To his owne proper use and behoofe did Convert and dispose To the damage of the s^d James of Twelve thousand pounds of tobacco And thereupon he bringeth his suite

And the said George Wells by Robert Carville his Attorney cometh and defendeth y^e force and injury when &c. and prayeth Liberty

to imparle hereunto untill the next Provinciaall Court And it is granted unto him and the same day is given to the p^{ft} also. Liber W. C.

Now here at this day to wit the third day of July in y^e Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Anno^q Doni. 1683 came the said partijes by their Attorneys aforesaid and the said George Wells by his said Attorney sayth that he is not guilty of the p^rmisses above by the said James imposed upon him and of this he puts himself upon the Country And the p^{ft} likewise

Itt is therefore comanded the sheriffe of S^t Maries County that he Cawse to come here twelve &c. by whome &c. and who neither &c. to recognize &c because aswell &c.

On wch said third day of July in the yeare aforesaid Came the said partyes by their Attorneys aforesaid and the Jurors impannelled being called likewise Came (to wit) Justinian Gerrard, James Ringold Marke Cordea, Samuel Hatton Thomas Sikes Humphrey Jones Edward Ward Richard Edelen Bryan Dailey, John Smith William Roswell and Thomas Simpson, Who being elected tryed and Sworne to say the truth in the p^rmisses Upon their Oathes doe say. That the said George Wells is guilty of the premisses by the p^{lt} above imposed upon him, It is therefore considered by the Court here that the said James ffugate recover against the said George Wells his damages by him the sd James sustained by occasion of the p^rmisses, but because it is not knowne to the Court here what damages the said James ffugate hath sustained by occasion thereof It is therefore Ordered that a writt of Enquiry of damages issue thereupon returneable immediately

Comand is therefore given to the sheriffe of S^t Maries County that he Cawse to come here twelve good and Lawfull men of his baliwick well and Truly to try what damages the said James ffugate hath sustained by Occasion

And thereupon upon the said third day of July in the yeare aforesaid came the ptyes afores^d by their Attorneys aforesaid and the Jurors impannelled being called likewise came (to wit) Philip Lynes, Richard Keene, John Hungerford, Richard Royston, ffrancis Catterson, Sam^{ll} Dobson John Wilkenson, Thomas Stonestreet James Phillips Stephen Murty Dennis Hurley and Hugh Hopewell Who being elected Tryed and Sworne to Say the truth in the p^rmisses upon their oathes doe say that the said Jones ffugate hath sustained damages by occasion of the p^rmisses. for the nine head of Cattle aforesaid and for want thereof to ffoure thousand two hundred pounds of tobacco, It is therefore considered by the Court here that the said James ffugate recover against the said George Wells Aswell the aforesaid sume of foure thousand two hundred pounds of tobacco damages by y^e Juro^{rs} aforesaid in forme aforesaid Assessed as also the sume of Three thousand & nine pounds of tobacco for Costs of Suite, And the said Defendant in mercy &c^a

Liber W. C. Bryan Dailey & Rebecca his wife & James Pattison Executors of Jn ^o Askin ag ^t John Steevens	}	John Stevens late of Kent County Otherwise called John Stevens of s ^t Maries County Planter was Sumoned to answer unto Bryan Dailey and Rebecca his wife and James Pattison Ex ^{rs} of the last
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Will and Testament of John Askin of a plea that he render unto them Two thousand five hundred pounds of tobacco w^{ch} from them he unjustly detaineth

And Whereupon the said Bryan Dailey and Rebecca his wife and James Pattison by Rob^t Carvile their Attorney Say that Whereas the said John Steevens upon the four and twentyeth Day of Aprill in the yeare of Our Lord 1677 by his Certaine bill or writeing obligatory sealed with the seale of him the said John Steevens and here in Court produced whose date is the day and yeare abovesaid,

p. 718 Did Confess and acknowledge himself to be bound to the Said John Askin in the full and Just Sume of Two thousand foure hundred pounds of good sound Marchantable tobacco and Caske to be paid by the Tenth day of November then next at his the said John Steevens owne plantacon, Yett notwithstanding the the said John Steevens the said Sume of Two thousand foure hundred pounds of Tobacco to him the said John Askin in his life time or to the said Rebecca and James since the death of the said John Askin whilst the said Rebecca was sole or to the said Bryan Dailey and Rebecca his wife and James Pattison since the Espousalls betweene them the said Bryan and Rebecca had and solemnized though often thereunto required hath not paid or Satisfyed but the same to pay and Satisfy hath hitherto denied and refused and still doth denye and refuse to pay the same to the damage of the said Bryan Dailey and Rebecca his wife and the said James Pattison the sume of Six thousand pounds of tobacco and thereupon they bring their Suite

And the said Bryan and Rebecca his wife and the said James Pattison bring here into Court their Letters Testamentary by wch it may appeare to the Court here they are Executors and have Administra^on &c.

And the said John Steevens by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him And the same day is given to the plt also.

Now here at this day (to wit) the second day of July in the Eighth yeare of Our Dominion of the Right Hon^{ble} Charles Lord Baltemore &c. Annoq; Doni 1683 Came the said parties by their Attorneys aforesaid, And the said John steevens by his said Attorney Sayth that the said Bryan and Rebecca his wife and James Pattison Executors of the last will and Testament of the said John

Askin their accon aforesaid Ought not to have ffor that he sayth that he the said John hath satisfyed and payd the said sune of Two thousand foure hundred pounds of tobacco according to the teno^r of the said writeing obligatory, And this he is ready to verify and prayes Judgment wheth^r they the said Bryan and Rebecca his wife and James Pattison their accon aforesaid against them Ought to have Liber W. C.

And the said Bryan Dailey and Rebecca his wife and James Pattison say they ought not to be barred from haveing their Accon aforesaid against him the said John for that they say the said John steevens the said sune of Two thousand foure hundred pounds of tobacco did not pay to him the said John Askin according to the teno^r of y^e said writeing obligatory as the said John Steevens hath in his plea above pleaded And this they pray may be Enquired of by the Country And the deft also

Itt is therefore comanded the sheriffe of s^t Maries County that he cause to come here twelve &c. by whome &c. and who neither &c, to Recognize &c. because aswell &c.

On w^{ch} said second day of July in the yeare aforesaid came the said ptyes by their Attorneys aforesaid And the Jurors Impannelled being called likewise came (to wit) Philip Lynes, Richard Keene, John Hungerford, Richard Royston John Power Samuel Dobson, John Wilkenson, Thomas Stonestreet, James Phillipps, Stephen Murty, Dennis Hurley & Hugh Hopewell, Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say that the said John steevens hath not fully payd and satisfyed the aforesaid Sune of Two thousand foure hundred pounds of tobacco ffor that part thereof (to wit) the sune of ffourteene hundred pounds of tobacco remaineth yet unpaid, W^{ch} verdict of the Jurors aforesaid being read and heard the sd John Steevens by his Attorney aforesaid moved in Arrest of Judgment and day is thereupon given to both partyes untill the last day of this Court

Att w^{ch} day to wit the sixth day of July aforesaid came the sd plts by their Attorneys afores^d & offered themselves ag^t the s^d defendant of and upon the premisses aforesaid, but the sd Defendant came not but made default Itt is therefore Considered by the Court here that the said Bryan Dailey and Rebecca his wife and James Pattison Executo^{rs} as aforesaid recover against the said John Steevens as well the aforesaid sune of ffourteene hundred pounds of tobacco debt as also the Sune of One thousand and eighty pounds of tobacco for costs of suite, And the said deft in mercy &c. p. 719

July the 6th Anno Doni 1683:

Allowed then to Henry smith of S^t Maries County for comeing goeing and attendance to testify for John Steevens at the suite of

Liber W. C. Bryan Dailey and Rebecca his wife and James Pattison Executors of John Askin deceased, Last Court Eight dayes and this Court eight dayes in all Sixteene dayes at thirty pounds of Tobacco p day is ffoure hundred and Eighty pounds.

Robert Mason for testifyeing for the same also the same Allowed ut supra

Stephen Murty	}	Richard Royston late of Talbott County planter
ag ^t		
Richard Royston	}	was attached to answer unto Stephen Murty of a plea of Trespas of the Case.

And whereupon the said stephen by Thomas Burford his Attorney complaineth that Whereas the said Richard the second day of June in the yeare of our Lord 1681 at the City of St Maries was indebted unto the said Stephen in Twelve hogs-heads of tobacco containing the Quantity of ffive thousand Six hundred and ffifty pounds of tobacco ffor soe much of the tob^a of the said stephen by the said Richard before that time had and received, And the said Richard to the said stephen soe as aforesaid being indebted the said Richard Afterwards that is to say the day and yeare and place aforesaid In Considera^on thereof did assume upon himself and to the said stephen then and there faithfully promise that he the sd Richard the said ffive thousand six hundred and fifty pounds of tobacco to the said stephen when he should be thereunto requested would well and truely content and pay Nevertheless the said Richard his promise and assumption aforesaid not regarding but minding & fraudulently intending the said Stephen in this behalfe Craftily and subtilly to deceive and defraud, The said five thousand six hundred and fifty pounds of tobacco or any part thereof to the said Stephen hath not payd Although to doe the same the said Richard by the sd Stephen afterwards the day yeare and place aforesaid was requested, but hath hitherto refused and doth still refuse To the Damage of the said stephen of tenn thousand pounds of tobacco, And thereof he bringeth his suite &c.

And the said Richard by Robert Carville his Attorney cometh and defendeth and defendeth the force and Injury when &c and prayeth liberty to imparle hereunto untill next Provinc^l Court & it is granted unto him And the same day is given to the plt also

Now here at this day (to wit) the thirtyeth day of June in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltimore &c. Annoq^{ue} Doni 1683. Came the said partyes by their Attorneys aforesaid And the said Richard Royston by his said Attorney sayth, That he did not assume or to the said stephen promise in manner and forme as the sd Stephen above against him hath declared And of this he puts himself upon the Country, And the plt likewise, Itt is therefore comanded the sheriffe of

s^t Maries County that he Cause to come here twelve &c. by whome Liber W. C.
&c. and Who neither &c. to recognize &c. because aswell &c

On wch said thirtyeth day of June in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Jurors impanelled being called likewise came (to wit) Robert Procto^r W^m Rawles, Thomas Pyner. Thomas Joce, Thomas Wakefeild, Henry Reynolds, George Guest Samuel Holdsworth, Rice Williams, John Pincke, Richard Clowd and George Hodgeson Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe Say That the said Richard Royston did assume and to the said Stephen Murty promise in manner and forme as the said stephen hath above declared against him and they assess the Damage of the said stephen to five thousand six hundred and fifty pounds of tobacco, Itt is therefore Considered by the Court here that the said Stephen Murty recover against the said Richard Royston aswell the aforesaid sume of five thousand six hundred and fifty pounds of tobacco damages by the Jurors aforesaid in forme aforesaid assessed as also the sume of One thousand two hundred and eighty one pounds of tobacco for Costs of Suite, And the said Defendant in mercy &c. p. 720

Daniel Lopdell	} Thomas Cooke of Dorchester County Marchant
ag ^t	
Thomas Cooke	} stands attached to answee unto Daniel Lopdell of
	} Deale in the Kingdome of England in a plea of
	} trespassse upon the case

And whereupon the said Daniel by Griffith Jones his Attorney comes & complaynes That whereas the said Thomas Cooke y^e 27th day of January Anno Doni. 1681 ffor & in consideration that the said Thomas had then received of the said Daniel Lopdell the Sume of five pounds tenn shillings of Lawfull money of England at the said Towne of Deale aforesaid in the said Kingdome of England, The said Thomas Cooke did then and there upon himself Assume and to the said Daniel Lopdell faithfully promise to deliver unto James Congden at the arrivall of the shipp Experiment in Virginia Thirty five hundred weight of sound Marchantable Neate tobacco, the said tobacco to be delivered in hhd^s allowing Eighty two pounds for each hogshd, Within twenty dayes next after the arrivall of the said shipp Experiment in Petuxent River, And the said Daniel in fact sayth that the said shipp Experiment did make her then intended Voyage & arrived safely in Petuxent River the two and twentyeth day of May in the yeare of our Lord 1682. and hath continued Since the time mentioned twenty dayes and upwards in Petuxent River. and is still rideing at Anchor in the said River Nevertheless the sd Thomas Cooke his Said promise and Assumption aforesaid not regarding but fraudulently plotting and contriveing the said

Liber W. C. Daniel Lopdell of the said Sume of thirty five hundred pounds of tobacco in manner and forme aforesaid to deceive and defraud The said sume of ffive and thirty hundred weight of Neate tobacco aforesaid in forme aforesaid hath not delivered to the said James Congdon or any wayes payd and satisfyed the same Although often thereunto required but the same to the said James Congden according to his promise and assumption aforesaid to pay and satisfy for the use of the said Daniel hath refused and Still doth refuse to the damage of the said Daniel Six Thousand pounds of tobacco, And thereupon he brings his suite

And the said Thomas Cooke by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him and the same day is given to the plt likewise

Now here at this day (to wit the) fourth day of July in the Eighth yeare of the Dominion of the Right hon^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683 came the said partyes by their Attorneys aforesaid. And the said Thomas Cooke by his said Attorney sayth that he did not assume upon himself in manner and forme as the sd Daniel Lopdell in his Declaration hath declared against him And of this he puts himself upon the Country

And the said Daniel Lopdell by Griffith Jones his Attorney for Replication to the defts plea sayth That the said deft did assume and promise in manner and forme as in the sd p^{ts} Declaracō is Sett forth and this he is ready to averr And prove And this he prayes may be Enquired of by the Country, And the defendant likewise

Itt is therefore comanded the sheriffe of s^t Maries County that he Cause to come here twelve &c. by whome &c. and who neither &c. to recognize &c. because aswell &c.

On w^{ch} said fourth day of July in the yeare aforesaid Came the said partyes by their Attorneys aforesaid And the Jurors Impan-
 p. 721 nelled being called likewise came (to wit) Philip Lynes Richard Keene John Hungerford Richard Royston John Power Samuel Dobson, John Wilkenson Thomas Stonestreet, James Phillips Stephen Murty Dennis Hurley and Hugh Hopewell Who being elected tryed and sworne to say the truth in the premisses (and the said Daniel Lopdell though solemnly called appeared not) Upon their oathes doe say That the said Thomas Cooke did not assume upon himself nor to y^e said Daniel Lopdell make such promise as the said Daniel hath above declared against him Itt is therefore Considered by the Court here that the said Daniel Lopdell take nothing by his writ aforesaid but be in mercy for his false clayme therein, and that the said Thomas Cooke goe from thence without day, and that the said Thomas Cooke Recover against the said Daniel Lopdell the Sume of One thousand & sixteene pounds of

tobacco for his Costs and charges by him about his defense in this behalfe Layd out and expended, And the said Thomas Cooke may have thereof Execution Liber W. C.

James Congden } Thomas Cooke of Dorchester County Otherwise
ag^t } called Thomas Cooke of Chaptank River in Mary-
Thomas Cooke } land in Virginia in parts beyond the seas Marchant
was summoned to answer unto James Congden of
Rotherhith in the County of surrey Navigato^r in a plea of debt and
that the said Thomas render to him the sd James the sume of Two
and twenty pounds of Lawfull money of England wch to the said
James he oweth and from him unjustly detaineth

And Whereupon the said James by Griffith Jones his Attorney sayth that the s^d Thomas Cooke the fourth day of the Moneth of November Anno Doni 168i by his certaine bond or writeing obligatory sealed with the seale of him the said Thomas Cooke as his act and deed delivered & here in Court produced whose date is the day and yeare aforesaid did acknowledge himself to be holden and firmly bound unto the said James Congden in the said Sume of Two and twenty pounds of Lawfull money of England, To the w^{ch} payment well and truely to be made and done the said Thomas did bind himself his heires Executo^{rs} and Adm^{rs} firmly by the said bond or writeing obligatory, Yett Notwithstanding the said Thomas the said Sume of Two and twenty pounds of Lawfull money of England to him the said James according to the Teno^r of the said Obliga^{ti}on though often demanded hath not payd or satisfyed, but the same to pay and satisfy the said Thomas hath hitherto refused and denyed and still doth refuse & denye To the damage of the said James forty pounds of like Lawfull money of England And thereupon he brings his Suite

And the said Thomas Cooke by Kenelme Cheseldyne his Attorney cometh and defendeth the force and injury when &c and prayeth the hearing of the said writeing obligatory and it is read unto him, Hee also prayeth the hearing of the Condition of the said Writeing obligatory & it is read unto him in these words, The condi^{ti}on of this obliga^{ti}on is such that if the above bound Thomas Cooke his heires Executors Adm^{rs} or assignes doe and shall well and truly deliver or Cause to be delivered unto the above named James Congden his Executo^{rs} Adm^{rs} or Assignes in Maryland above written on board the good shipp Experiment of London whereof he the said James Congden is now Master under god, Within twenty dayes next after the said Shippes first and next arrivall there Soe many Beaver Skinns and good ffurrs Cleare of all Charges whatsoever as shall answere and make good the sume of Eleaven pounds & five shillings shillings Sterling money here in England, To and for the use and behoofe of ffrancis Hiller of London Upholsterer

Liber W. C. In consideration of sundry Upholstery goods amounting to the like sume or vallue of Eleaven pounds and five shillings w^{ch} are sold by the said ffrancis Hiller to the said Thomas Cooke and delivered on board the said shipp Experiment for the use and behoofe of the said Thomas Cooke and agreed to be delivered unto him or his Assignes in Maryland aforesaid Upon his performance of the Conditions aforesaid that then this obligatō to be voyd or else to stand and remaine in full force & vertue W^{ch} being read and heard the said Thomas Cooke by his Attorney aforesaid prayeth time to speake thereunto untill the next Provinciaall Court and it is granted unto him And the same day is given to the Plt also:

p. 722 Now here at this day (to wit) the third day of July in the eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683 Came the said ptyes by their Attorneys aforesaid, And the said Thomas Cooke by his said Attorney consenteth that Judgment pass against him the said Thomas for the aforesaid Sume of Two and twenty pounds of Lawfull money of England, Therefore It is considered by the Court here that the sd James Congden Recover against the said Thomas Cooke aswell the aforesaid Sume of Two and Twenty pounds Sterling the debt aforesaid as also the Sume of six hundred & twenty pounds of tobacco for Costs of suite, And the said Defendant in Mercy &c.

Edward Leach	}	John Chafe of Talbot County otherwise Called John
ag ^t		Chafe of Chester River in the Province of Mary-
John Chafe	}	land stands sumoned to answere unto Edward Leach
		of the City of London Marchant in a plea of debt

and that he render to the said Edward the Just quantity of ffive thousand five hundred thirty and eight pounds of good bright Marchantable tobacco & Caske Cleare of ground Leaves and trash w^{ch} to the said Edward he oweth & from him unjustly detaineth

And Whereupon the said Edward by Griffith Jones his Attorney sayth that the s^d John the eighth day of July Anno Doni 168i by his certaine bill or writeing sealed with the scale of the said John as his act and deed delivered and here in Court produced Whose date is the day and yeare abovesaid Did acknowledge himself to owe and be indebted unto the said Edward in the sume of Two thousand seaven hundred sixty and nine pounds of good sound bright Marchantable tobacco and Caske Cleare of ground leaves and trash To be payd to the said Edward or to his Certaine Attorney his Executors Adm^{rs} or assignes upon the first day of December next Ensueing the date thereof at some Convenient place in the said River, To the w^{ch} payment well and truely to be made the said John did bind himself his heires Executo^{rs} Adm^{rs} and Assignes in the said Just sume of ffive thousand five hundred thirty and eight pounds of tobacco Quallified as aforesaid firmly by the said

bill And the said Edward in fact sayth that the said John did not pay or Cause to be paid unto the said Edward the said sume of Two thousand seaven hundred sixty nine pounds of tobacco according to the tenor of the said bill upon the first day of November next ensuing the date of the said bill, Whereby an action hath accrued to the said Edward to have and Demand of the said John the said sume of five thousand five hundred thirty eight pounds of tobacco first above demanded Nevertheless the said John the said sume of five thousand five hundred thirty eight pounds of tobacco to the said Edward hath not paid although often demanded but the same to pay hath denyed and still doth denye, To the damage of the said Edward Eight thousand pounds of like tobacco And upon this he brings his suite

Liber W. C.

And the said John Chafe by John Rousby his Attorney cometh and defendeth the force and injury when &c, And prayeth liberty to imparle hereunto untill next Provinciaall Court And it is granted unto him And the same day is given to the plt likewise

Now here at this day (to wit) the eight and Twentyeth day of June in the Eighth yeare of the Dominion of the Right honorable Charles Lord Baltemore &c. Annoq3 Doni 1683 Came the said parties by their Attorneys aforesaid, And the said John Chafe by his Said Attorney prayeth the hearing of the writ aforesaid in forme aforesaid Obtained Whereupon the Declaration aforesaid is made and it is read unto him in these words, Charles absolute Lord and Prop^r of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c, To the sheriffe of Talbott County greeting Wee Comand you that yo^u take John Chafe Otherwise called John Chafe of Chester River in the Province of Maryland (If he shall be found in your baliwick) and him safe keepe, soe that you have his body before our Justices of our Provinciaall Court to be held at our City of s^t Maries the thirteenth day of ffebruary next to answere unto Edward Leach of the City of London Marchant of a plea that he render unto him the Sume of Two thousand seaven hundred sixty and nine pounds of good sound Marchantable Tobacco and Caske Cleare of ground Leaves and trash wch to him he Oweth & unjustly detaineth &c. Wch being read and heard the said John Chafe prayes Judgment of that writt ffor that (to wit) There is variance betweene the said writ and the Declaration ffor that the writ sayth that the said John Chafe should be taken to answ^r unto Edward Leach of the City of London Marchant of a plea that he render to him the sume of Two thousand seaven hundred sixty nine pounds of good sound Marchantable tobacco and Caske Cleare of ground Leaves and trash wch to him he oweth and unjustly detaineth, And in the Declaracon it is said John Chafe of Talbott County Otherwise Called John Chafe of Chester river in the province of Maryland stands sumoned to answere unto Edward Leach

p. 723

Liber W. C. in a plea of debt and that he render to the said Edward the Just quantity of ffive thousand five hundred thirty eight pounds of good sound bright Marchantable Tobacco and Caske Cleare of ground Leaves and trash wch to the said Edward he oweth and from him unjustly detaineth, And this he is ready to verify Whereupon the said John Chafe demandeth Judgment Whether the aforesaid Edward to his writt aforesaid Ought to be answered &c.

Which being read and heard and by the Justices here understood It seemeth to the same Justices that the said Edward Leach to his writt aforesaid Ought not to be answered, for the plea of the aforesaid John Chafe and the matter therein contained by him the said John Chafe in forme aforesaid pleaded is sufficient in Lawe to abate the writt aforesaid of the said Edward Leach in forme aforesaid Obtained, Itt is therefore Considered by the Court here that the said Edward Leach take nothing by his writ aforesaid but be in Mercy for his false Claime therein And that the said John Chafe may goe thereof without Day. and that the said John Chafe recover against the said Edw^d Leach the sume of Nine hundred pounds of tobacco for his costs and charges by him about his defence in this behalfe Layd out and expended And the said John may have thereof Execution

James Ringold	}	Michael Miller late of Kent County Otherwise
ag ^t		called Michael Miller of Kent County in the Prov-
Michael Miller	}	ince of Maryland gentl. was Sumoned to answere
		unto James Ringold of the same County gentl of
a plea that he render unto him the full and Just sume of thirty thousand pounds of good sound Marchantable tobacco in Caske which to him he oweth and unjustly detaineth		

And **Whereupon** the said James Ringold by Anthony Underwood his Attorney sayth that Whereas the said Michael Miller the ninth day of May Anno Doni 1682 by his certaine bond or writeing obligatory sealed with the seale of him the said Michael and here in Court produced whose date is the day and yeare aforesaid did acknowledge himself to be holden and firmly bound unto the said James Ringold in the full and Just sume of thirty thousand pounds of good sound Marchantable tobacco in Caske To be paid to the said James Ringold or to his certaine Attorney his Executo^{rs} Adm^{rs} or assignes, To the wch payment well and truly to be made and done the said Michael did bind himself his heires Executo^{rs} & Adm^{rs} firmly by those p^rsents, Notwithstanding wch the said Michael Miller the said sume of thirty thousand pounds of tobacco to him the said James Ringold according to the teno^r of the sd bond or writeing Obligatory hath not paid Although often thereunto required but the same to pay hath denied and still doth denye Whereupon the said James sayth hee is damnified and hath

losse to the vallue of sixty thousand pounds of tobacco And there- upon he bringeth his suite Liber W. C.

And the said Michael Miller by Robert Carvile his Attorney com-
eth and defendeth the force and Injury when &c and prayeth the hear-
ing of the said bond or writeing obligatory and it is read unto him,
hee prayeth also the hearing of the Condition of the same bond
and it is read unto him in these words, The Condition of this
obligacon is such That Whereas there hath been and Still are
depending aswell in the Provinciaall Court of this Province as also
in the County Court of Kent County in the same Province Seaverall
suites at Law variances strifes and other Controversies betweene
the above named James Ringold and the above bound Michael
Miller, And Whereas the said James Ringold and Michael Miller
have elected and Chosen The hono^{ble} Coll. Thomas Taylor and
Coll Philemon lLoyd Arbitrato^{rs} by them indifferently Chosen and
elected aswell on the part and behalfe of the said James Ringold as
on the part and behalfe of the above bound Michael Miller to
arbitrate award decide and finally determine aswell all and singular
the suites at Lawe Variances strifes and other Controversies wch
betweene ye said James Ringold and Michael Miller have beene
and still are depending aswell in the Provinciaall Court aforesaid
as in the Court of Kent County aforesaid, And likewise all other
controversies Debates variances strifes and other differences What-
soever betweene the said partyes wch at any time heretofore and
now are remaining undetermined p. 724

If therefore the said Michael Miller his heires Executo^{rs} and
Adm^{rs} shall and doe from time to time and at all times hereafter
stand to observe abide pforme fulfill and keepe The Award doome
Judgment and finall determination of the said Coll Thomas Taylor
and Coll Philemon Lloyd of and Concerning the suites at Lawe
Variances Strifes and other controversies betweene the said James
Ringold & Michael Miller as aforesaid, as also of and concerning
all other Controversies debates and other differences w^{ch} at anytime
heretofore have beene and now are remaining undetermined be-
tweene the said partyes, Soe as the said Arbitrators draw up their
award in writeing Indented under their hands and Seales and ready
to be delivered to either party requiring the same by the One and
thirtyeth day of May next after the date hereof, And in Case the
said Coll Taylor and Coll Philemon lLoyd shall or doe not agree
Arbitrate award Judge and finally determine aswell all and singular
the suites at Law Variances strifes and other Controversies w^{ch}
have been and still are depending aswell in the provinciaall Court
as in the County Court aforesaid betweene the said James Ringold
and Michael Miller as also all other controversies debates and other
differences w^{ch} heretofore have beene and still are remaining un-
determined betweene the said partyes, If then the said Arbitrators

Liber W. C. shall and doe indifferently elect and Choose one other person to be Umpire to Arbitrate award Judge and finally to determine aswell all and singular the Suites att Law variances strifes and other controversies w^{ch} have beene and still are depending between the said James Ringold and Michael Miller aswell in the Provinciaill Court as in the County Court aforesaid and likewise all other controversies debates and other differences wch at any time heretofore have been depending or now are depending undetermined betweene the said partyes **Provided** the sd Umpire Draw up his Award in writeing Indented und^r his hand and seale and ready to be delivered to either party requireing the same by the twentyeth day of June next, If then the above bound Michael Miller his heires Executors and Adm^{rs} shall and doe from time to time & at all times hereafter stand to abide pforme fulfill and keepe the Arbitrament Doome Judgment and finall Determination of the said Umpire of and Concerning the suites at Lawe Variances Strifes and controversies and all other differences whatsoever betweene the said James Ringold and Michael Miller as aforesaid then his obligation to be voyd or else to remaine in full force and vertue

W^{ch} being read and heard the said Michael Miller by his Attorney aforesaid prayeth liberty of speakeing thereunto untill the next Provinciaill Court and it is granted unto him & the same day is given to the plantiffe likewise

p. 725 **Now** here at this day (to wit) the fourth day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1683 Came the said partyes by their Attorneys aforesaid And the said Michael Miller by his said Attorney sayth that the said James his ac^{on} aforesaid against him Ought not to have because he saith that the aforesaid Thomas Taylor and Philemon ILoyd the Arbitrators afd after the making the writeing aforesaid and at or before the said One and thirtyeth day of May in the Condition aforesaid above specyfyed did make noe Award Doome Judgment or finall Determination in writeing under the hands and seales of the said Arbitrato^{rs} Signed and sealed of and upon the premisses in the Condition aforesaid specified according to the forme & effect of the Condition aforesaid, Nor did they choose one other person to be Umpire in and upon the p^misses according to the forme and effect of the condition aforesaid, And this he is ready to verify **Whereupon** he prayes Judgment whether the said James his ac^{on} aforesaid against him Ought to have &c.

And the said James Ringold by his said Attorney sayth That he for any thing above alledged Ought not to be barred from having his ac^{on} aforesaid because he sayth that the aforesaid Coll Thomas Taylor and Coll. Philemon ILoyd the Arbitrators aforesaid after the making the writeing aforesaid and before the said One & thirtyeth day of May in the condition aforesaid above speci-

fied att the City of s^t Maries in the said Province of Maryland haveing taken upon them the burden of the Award and finall doome and Judgment of and upon the premisses in the same condition above Specified, By their certaine writing of Award in writeing Indented under the hands and scales of the said Arbitrato^{rs} made & delivered to the same partyes The Other part whereof the said James here in Court sheweth forth the date whereof is the Eleaventh day of May aforesaid, Did Award order Doome and Judge betweene the same James Ringold and Michael Miller of and upon the p^rmisses aforesaid in manner following (That is to say)

First Wee doe Award Arbitrate determine and Judge by these presents that the s^d Michael Miller his heires Executors Adm^{ts} & assignes shall att and upon the tenth day of December next Ensueing the date hereof well and truely content satisfy and pay or cause to be well & truely contented satisfied and payd unto the said James Ringold his heires Executo^{rs} Adm^{ts} or Assignes the full sume and Just quantity of Six thousand six hundred eighty and six pounds of good sound Marchantable tobacco and Caske to containe the same at some convenient place in Kent County aforesaid

(Secondly) Whereas the said James Ringold in his account against the said Michael Miller produced before us, hath in One Article of the same account charged the said Michael Miller debto^r for y^e sume of ffifteene hundred and thirty pounds of tobacco due from Richard Sweatnam, Wee doe hereby Arbitrate award Judge and determine that if any such sume of Tobacco doe remaine due from the said Richard Sweatnam to the said James Ringold, hee seeke to recover the same of the said Richard Sweatnam and not of the said Michael Miller for that the said Michael is not chargeable therewith

(Thirdly) **Whereas** the said Ringold in his said account hath likewise charged the said Michael Miller Debto^r for the remaind^r of an execution obtained by the said James Ringold against William Rawles in Kenty County Court, Wee doe hereby further Arbitrate award Judge & determine that if any such sume doe remaine due from the said William Rawles to the s^d James Ringold that the said James Ringold Seeke to recover the same of the sd William Rawles and not of the said Michael Miller ffor that the said Michael Miller is not chargeable therewith

(ffourthly) Wee doe Arbitrate award Judge and determine That One Couch One pestell and One paire of pottracks be delivered in Kind by the said Michael Miller to the said James Ringold according to the Order for that Purpose made in Kent County Court (ffifthly) Wee the said Arbitrators Doe further Award Arbitrate Judge and determine, That the Said James Ringold and Michael Miller shall as soone as the said sume of six thousand six hundred eighty and six pounds of tobacco is secured to be payd by the said Michael Miller to the said James Ringold in manner and forme

Liber W. C.

Liber W. C. aforesaid And the aforesaid One Couch One Pestell and One paire of pottracks to be delivered as aforesd Then the Said Michael Miller and James Ringold shall signe seale and as their Act and deed deliver each to the other a Release acquittance and sufficient discharge of and for all and all manner of acōns and suites Causes of acōns & suites Judgments executions bonds bills debts dues and demands whatsoever, And also of and from all other variances strifes Quarrells Controversies & debates whatsoever had made stirred or depending between the said James Ringold and Michael Miller from the beginning of the world untill the day of the date of the above obligacōn, and that the said partyes shall not delay the doeing thereof longer then the ffive and twentyeth day of December next

(Sixthly) **Wee Doe** Award Arbitrate Judge and determine that the said James Ringold doe and shall pay unto William Cocks Clerke for writeing this Award the sume of Two hundred pounds of good sound Marchantable Leafe tobacco in Caske conveniently in Kent County aforesaid at or upon the tenth day of October next, As by the said writeing of Award Relation being thereunto had more fully and more att large it doth and may appeare, And the said James Ringold by protesting sayth that the aforesaid Michael Miller hath not performed or fulfilled anything in the Award aforesaid above Specified on his part to be fulfilled & pformed according to the forme and effect of the said Awards, In fact the sd James Sayth That the aforesaid Michael Miller did not pay or Cause to be payd unto the s^d James Ringold the aforesaid sume of Six thousand six hundred eighty and six pounds of tobacco in the award aforesaid abovespecified, Nor hath y^e sd Michael delivered in kind to the said James Ringold One Couch One pestell and one paire of pottracks according to the forme and Effect of the same writeing of Award **Whereupon** he prayeth Judgment and his debt aforesaid Together with his Damages by Occasion of the detaineing of that debt to him to be Adjudged

And the said Michael protesting sayth That the award above in the plts Replication sett forth and the matter therein contained is not Sufficient Legally to charge the said Michael with the performance thereof ffor Plea sayth. That the said Award was not Drawne up by the said One and thirtyeth day of the Month of May in the Condition above specified Indented under the hands and Seales of the said Arbitrators, Nor was the same in such time delivered to the said Michael according to the Teno^r of ye said Condition Although he the said Michael required the same, And this he is ready to averr **Whereupon** as before he prays Judgment If the said James his acōn against him Oought to have

And the said James Ringold sayth that by anything above alledged hee of his acōn aforesaid ought not to be barred because

he sayth that the award above in the Replication mentioned and the matter therein contained is Sufficient Legally to charge the said Michael Miller with the performance thereof, And as before further sayth That the said Award above mentioned was drawne up before the said One and thirtyeth Day of May in the Condiçion above mentioned Indented under the hands and Seales of the Arbitrators above mentioned (Viz) Upon the Eleaventh day of the same Month And further that the same award Indented under the hands and Seales of the sd Arbitrators was ready att the request of the said deft to be delivered to him y^e sd deft before the One and thirtyeth day of May aforesaid in the Condition above mentioned And this he is ready to verify and prayeth the same may be Enquired of by the Country, And the said Michael Miller as above in his Rejoynd^r Sayth, And of this he puts himself upon the Country likewise

Itt is therefore comanded the Sheriffe of S^t Maries County that he Cause to come here twelve &c. by whome &c and who neither p. 727
&c to recognize &c, because aswell &c.

On w^{ch} said fourth day of July in the yeare aforesaid Came the said partyes by their Attorneys aforesaid And the Jurors Impannelled being called likewise came (to wit) Philip Lynes, Richard Keene, John Hungerford, Richard Royston, John Power, Samuel Dobson John Wilkenson, Thomas Stonestreet, James Phillips, Stephen Murty, Dennis Hurley & Hugh Hopewell, Who being elected tryed and sworne to say the truth in the p^rmisses Upon their Oathes doe say. That the award above in the plts Replication sett forth and the matter therein contained is not Sufficient Legally to charge the sd Michael with the performance thereof, ffor that the said Award was not drawne up by the said Arbitrato^{rs} by the said One and thirtyeth day of May in the Condition aforesaid specified Indented under their hands and seales, Nor was the same in such time delivered unto the said Michael according to the teno^r of the said Condition although hee the said Michael required the same, **Therefore** Itt is considered by the Court here that the said James Ringold take nothing by his writt aforesaid but be in mercy for his false clayme therein And that the said Michael Miller goe thereof without Day And that the said Michael Miller Recover against the said James Ringold the sume of Two thousand Eight hundred twenty three pounds of tobacco for his Costs & charges by him about his defence in this behalfe Layd out and expended, And the sd Michael Miller May have thereof Execution &c^a

James Ringold	} Comand was given to the sheriffe of Kent County
ag ^t	
Allen Smith	} that he should take Allen smith late of Kent County
	} Marchant, If he should be found in his baliwick,
	} and him safe keepe soe that he should have his
	} body here the seaven and twentyeth day of March in the Eighth

Liber W. C. yeare of the Dominion of the Right hon^{ble} Charles Lord Baltimore &c. Annoq̃ Doni. 1683: to answere unto James Ringold of the same County gentl in a plea of Trespass of the Case,

On w^{ch} said Seaven and twentyeth day of March in the yeare aforesaid John Hynson gentl Sheriffe of Kent County aforesaid made returne of the Writt aforesaid That by vertue thereof he had taken the said Allen Smith Whose body he had here ready as by the same writt he was Comanded, And the said Allen Smith came thenby Robert Carvile his Attorney and did Defend the force and Injury when &c. prayed Liberty to Imparle hereunto untill next Court and it is granted unto him And the same day is given to the plantiffe also.

Now here at this day (to wit) the eight and twentyeth day of June in the yeare afors^d came the said partyes by their Attorneys aforesaid and the said James Ringold by his said Attorney refuseth to make any farther psecution against the said Allen Smith in the plea aforesaid Itt is therefore considered by the Court here that the said James Ringold take nothing by his writ aforesaid. but be in mercy for his false Clayme therein And that the said Allen Smith may goe thereof without day And that the said Allen Smith Recover against the said James Ringold the sume of Nine hundred fifty & one pounds of tobacco for his Costs and charges. by him about his defence in this behalfe Layd Out and expended And the said Allen smith may have thereof Execution

George Powell	}	Cleoborne Lomax late of Charles County other- wise called Cleoborne Lomax of Charles County in the Province of Maryland was Sumoned to answere unto George Powell of a plea that he render unto him One thousand seaven hundred pounds of Tobacco wch to him he oweth and unjustly detaineth
ag ^t		
Cleoborne Lomax		

p. 728 And Whereupon the said George by Robert Carvile his Attorney sayth That Whereas the Said Cleobourne upon the Twelfth day of October in the yeare of Our Lord One thousand six hundred eighty and one by his Certaine bill or writeing Obligatory sealed with the seale of him the said Cleobourne and here in Court produced whose date is the day and yeare abovesaid, Did acknowledge himself to owe and stand Justly indebted unto the said George Powell in the full and Just sume of seaventeene hundred pounds of good sound Marchantable Leafe Tobacco and Caske, To be paid to the said George Convenient in Charles County aforesaid upon the Tenth day of October next ensuing the date of the said bill, Yet Notwithstanding the said Cleobourne the said sume of Seaventeene hundred pounds of tobacco according to the teno^r of the said bill though often thereunto requested hath not paid or satisfyed but ye same to pay & satisfy hath hitherto denied and refused and still doth

denye and refuse to pay the same To the damage of the said George Liber W. C.
 Three thousand pounds of tobacco And thereupon he bringeth
 his Suite

And the said Cleobourne Lomax by Thomas Burford his Attorney cometh and defendeth the force and injury when &c. and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him And the same Day is given to the plt also:

Now here at this day (to wit) the Second day of July in the Eighth year of the Dominion of the Right hon^{ble} Charles Lord Baltemore &c Annoq^d Doni 1683 Came the said parties by their Attorneys aforesaid, And the said Cleoborne Lomax by his said Attorney Sayth that the said George his ac^{on} ag^t him Ought not to have because he sayth that after the making the bill aforesaid in y^e Declara^{on} aforesaid specified and before the bringing of the accon of the said George ag^t the said Cleoborne hee the said Cleoborne did pay to the said George the said seaventeene hundred pounds of tobacco that is to say at Charles County afores^d as by a perticular account thereof hereunto annexed may appeare and this he is ready to averr And thereupon he prayeth Judgment if the said George his action against him Ought to have &c.

And the said George by his said Attorney sayth that he for any thing by the sd Cleoborne in manner aforesaid pleaded Ought not to be barred from having his sd accon ag^t the sd Cleoborne ffor that he sayth that the said Cleoborne did not pay to him the said George the said sume of seaventeene hundred pounds of tobacco att Charles County aforesaid according to the teno^r of the sd bill, And this he prayes may be enquired by the Country, And the defend^t likewise.

Itt is therefore comanded the sheriffe of st Maries County that he Cause to come here Twelve &c. by whome &c. And who neither &c To recognize &c. because aswell &c.

On wch said second day of July in the yeare aforesaid came the sd parties by their Attorneys aforesaid and the Jurors Impannelled being called likewise came (to wit) Justinian Gerrard James Ringold Marke Cordea Samuel Hatton, Thomas Sikes Humphrey Jones, Edward Ward Richard Edelen, James Bowling, John Smith, William Roswell and Thomas Simpson Who being elected tryed and Sworne to Say the truth in the p^rmisses Upon their Oathes doe Say, that the said Cleoborne Lomax before the bringing the ac^{on} aforesaid did pay unto the said George Powell the seaventeene hundred pounds of tobacco in y^e declaracon afores^d mentioned, Itt is therefore considered by the Court here that the sd George Powell take nothing by his writ aforesaid but be in mercy for his false Clayme therein And that the said Cleoborne Lomax goe thereof p. 729
 without day, and that the said Cleoborne Lomax recover against the said George Powell the Sume of One thousand three hundred

Liber W. C. and thirty pounds of tobacco for his Costs and Charges by him about his defence in this behalfe Laid out and expended, And the sd Cleoborne may have thereof Execution

The acco^t

1861: George Powell Dr

	fi Tob :
To John Lomax I payd for you.....	9 ^r
To my bill I draw on M ^r Jn ^o Parris payable to yo ^u	
for 1609 ^h tob. w ^{ch} y ^e sd Parris accepted and there-	
upon he tooke in my noate from yo ^u & gave yo ^u a	1609
Noate on Colt Chandler & M ^r Hawkins w ^{ch} yo ^u	
Accepted for	
	<hr/>
	1700:

P Contra Cr.

	fi tob
By my bill in suite.....	1700
This accompt Sworne to in Court by Cleoborne Lomax	
the 2 ^d day of July Anno Doni 1683:	

Wm Cocks Clke

Richard Reeves } William Roswell late of S^t Maries County gentl
ag^t } was attached to answere unto Richard Reeves of a
William Roswell } plea of Trespasse upon the case

And Whereupon the said Richard Reeves by Anthony Underwood his Attorney complaineth that Whereas the said William Roswell the twelfth day of December Anno Doni 1682 att Newtowne in St Maries County aforesaid In consideration that if the said Richard Reeves att the Speciall instance and request of the said William Roswell would acquitt release & discharge one stephen Murty of the said County of S^t Maries Marchant of & frome a Certaine debt of Eight thousand pounds of tobacco then due and payable from the said Stephen Murty unto the said Richard Reeves: Did then and there assume upon himself and to the said Richard Reeves did ffaithfully promise that he the said William Roswell him the said Richard Reeves the said sume of Eight thousand pounds of tobacco when thereunto required would well and truly content and pay, And the said Richard Reeves in ffact sayth that trusting to the faire promise and assumption of the sd W^m Roswell at Newtowne aforesaid Soe as aforesaid made. hee the said Richard the day and yeare afores^d att Newtowne aforesaid did acquitt release exonerate and discharge the said Stephen Murty of and from the said debt of Eight thousand pounds of tobacco aforesaid by the said stephen Murty to the said Richard Reeves due and payable as aforesaid Yett Nevertheless the said

William Roswell his promise and assumption aforesaid not regarding and deviseing and fraudulently intending him the said Richard Reeves in this behalfe craftily and subtilly to Deceive and defraud the said sume of Eight thousand pounds of tobacco according to his promise and assumption aforesaid hath not paid although often thereunto required (to wit) the day and yeare aforesaid at New-town aforesaid, but the same to pay hath denyed & still doth denye to the damage of the said Richard Reeves sixteene thousand pounds of tobacco And thereupon he bringeth his suite

And the said William Roswell by Thomas Burford his Attorney cometh and defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court & it is granted unto him And the same day is given to the plt likewise

Now here at this day (to wit) the fifth day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq Doni 1683 Came the said Richard Reeves by his Attorney aforesaid & offered himself against the sd William Roswell in the plea aforesaid but the said William Roswell Came not but made default Whereby the said Richard Reeves remaineth against the said William Roswell thereof wholly undefended, Itt is therefore Considered by the Court here that the said Richard Reeves recover against the said William Roswell aswell the aforesaid Sume of Eight thousand pounds of tobacco debt as also the sume of six hundred Eighty one pounds of tobacco for costs of suite And the said Defendant in mercy &c.

James Mills	} Joshua Doyne Gentl sheriffe of the County of	p. 730
ag ^t		
Joshua Doyne	} S ^t Maries was sumoned to answere unto James Mills	
		gent of a plea that he render unto him One Negroe
	Man named Matthew of the price of sixty pounds	
Sterling wch from him he unjustly detaineth		

And Whereupon the said James Mills by Robert Carville his Attorney Complaineth That Whereas y^e said James Mills upon the one and thirtyeth day of October in the year of Our Lord 1682 at the City of s^t Maries was possessed of One Negroe named Matthew of the price of Sixty pounds sterling as the proper servant of him y^e said James. The said Joshua Doyne being sheriffe of the said County of s^t Maries did by Collour of his Office aforesaid upon the Said One & thirtyeth day of October aforesaid at s^t Maries Citty aforesaid Knowing the said Negroe to be the proper Negroe of him the said James and to him of right to belong, take and carry away the said Negroe, and Notwithstanding the said James afterwards that is to say upon the two and twentyeth day of November in the yeare of Our Lord 1682 at Newtowne in the said County was by the said James Mills requested to render and restore to the said James the said Negroe Yett Notwithstanding the said

Liber W. C. Joshua the sd Negroe to him the said James to render and restore hath hitherto denied & refused and ye same Negroe to him to render and restore doth still denye & unjustly detaine To the damage of the said James One hundred pounds sterling and thereupon he bringeth his suite

And the said Joshua Doyne by Thomas Burford his Attorney cometh & defendeth the force and injury when &c. and prayeth Liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the plt likewise

Now here at this day (to wit) the third day of July in the Eighth year of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c. Annoq³ Doni 1683: came the said parties by their Attorneys aforesaid and the said Joshua Doyne by his said Attorney sayth that he the said Joshua did not take and Carry away the sd Negroe nor the same from the same James detaine in manner and forme as the said James hath above declared against him And of this he putts himselfe upon the Country. And the plt likewise, Itt is therefore comanded the sheriffe of St Maries County that he Cause to Come here Twelve &c. by whome &c. and who neither &c. to recognize &c. because aswell &c

On wch said third day of July in the yeare aforesaid came the ptyes aforesaid by their Attorneys aforesaid and the Jurors impannelled being Called likewise came (to wit) Phillip Lynes Richard Keene John Hungerford Richard Royston John Power Samuel Dobson John Wilkenson, Thomas Stonestreet James Phillips, Stephen Murty Dennis Hurley Hugh Hopewell Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say That the said Joshua Doyne did take and carry away the said Negroe man named Matthew and him doth unjustly detaine in manner & forme as the said James Mills hath above declared against him, W^{ch} verdict of the Jurors aforesaid being read & heard the said Joshua Doyne by his attorney aforesaid moved in arrest of Judgment and day is thereupon given to both parties untill tomorrow morning

On w^{ch} day (to wit) the fourth day of July of July in the yeare aforesaid came the said James Mills by his Attorney aforesaid and Offerred himself against the sd Joshua Doyne of and upon the premisses aforesaid but the said Joshua to file his reasons for arresting the Judgment upon the verdict of the Jurors aforesaid came not but made default, Itt is therefore considered by the Court here that the said James Mills Recover against the said Joshua Doyne his damages by him Sustained by occasion of the takeing carryeing away and detaineing of the Negroe by the said Joshua as aforesaid, but because it is not Knowne to the Court here what damages the said James hath Sustained by occasion thereof It is therefore ordered by the Court here that a writt of Enquiry of Damages Issue thereupon returnable at the next Provinciaall Court.

Thomas Sikes	} Edward Mattacks late of Charles County Chirur-	Liber W. C. p. 731
ag ^t		
Edward Mattacks	gion was attached to answere unto Thomas Sikes in a plea of trespass of y ^e case	

And Whereupon the said Thomas Sikes by Kenelm Cheseldyne his Attorney complaineth that Whereas One Samuel Sikes Kinsman of the said Thomas the Last day of Octob^r Anno Doni 1681 did Languish of a Certaine infirmity comonly called the Noli me Tangere or the french pox, and being poore and unable to pay for a Cure for the Same, the Said Thomas Comiserateing his condition was charritably inclined and willing to doe the same for him, And thereupon afterwards to wit the first day of November in the yeare aforesaid the said Thomas haveing Conference with the said Edward Maddox for and Concerning the cure of the Infirmary aforesaid the Said Edward (then and there affirmeing him self a Chirurgion and to be in the Chirurgions art Learned and skilfull) well and faithfully to cure the said Samuel sikes of the infirmity aforesaid and thereof to make whole and sound, The said Edward Maddox the day and yeare aforesaid In Consideration that the said Thomas Sikes at the speciall instance & request of him the said Edward Maddox would pay unto him the said Edward the sume of ffoure thousand pounds of tobacco and Lay him Two hundred and Twenty foot fflowes with planke. The said Edward did assume upon himself and to the sd Thomas ffaithfully promise & warrant perfectly to cure and make whole and sound the sd Samuel Sikes of the said Infirmary called the Noli me Tangeri as aforesaid in due and Convenient time, and the said Thomas in fact sayth that he the said Thomas trusting to the faithfull promise and warrant of the said Edward Maddox of making a good and perfect Cure of the infirmity aforesaid Did pay unto him the said Edward the sume of ffoure thousand pounds of tobacco and Planck the Two hundred and twenty foot fflores aforesaid, Notwithstanding w^{ch} the said Edward his promise and assumption aforesaid made not regarding but greedy of gaine and deviseing and fraudulently intending to defraud the said Thomas of the said ffoure thousand pounds of tobacco & layeing of the said two fflores aforesaid hath not made according to his promise a perfect cure of the said Samuel Sikes of the Infirmary aforesaid but the said Samuel Sikes for two yeares hath detained in the cure with vaine perswasions inticements & assertions wch Costs greivous paines and troubles by the whole time aforesaid, and also by his negligence and inartiftiallity the said Infirmary is growne much worse and more difficult to be cured **Whereupon** the said Thomas sayth he is damnified and hath Losse to the vallue of Eight thousand pounds of tobacco, And thereupon he bringeth his suite

And the said Edward Maddox by Thomas Burford his Attorney cometh and Defendeth the force and Injury when &c. and prayeth

Liber W. C. liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him, and the same day is given to the plt also:

Att wch said next Provinciaall Court to wit the thirtyeth day of June in the Eighth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq Doni 1683 came the said partyes by their Attorneys aforesaid and the said Thomas Sikes by his said Attorney sayth, That he the said Edward Maddox did not assume upon himself or to y^e said Thomas sikes promise in manner and forme as the said Thomas hath above declared against him and of this he puts himself Upon the Country, And the Plt likewise Itt is therefore comanded the sheriffe of s^t Maryes County that he Cause to come here twelve &c. whome &c. and Who neither &c. to recognize &c. because aswell &c.

On w^{ch} said thirtyeth day of June in the yeare aforesaid Came the Said partyes by their Attorneys aforesaid and the Jurors Impannelled being called likewise came, to wit, Phillip Lynes Richard Keene, John Hungerford Richard Royston John Power Samu^{el} Dobson, John Wilkenson Thomas Stonestreet, James Phillips Stephen Murty Dennis Hurley & Hugh Hopewell Who being elected
 p. 732 tryed and sworne to say the truth in the premisses Upon their Oathes doe say That the said Edward Maddox did assume upon himself. and to the said Thomas Sikes promise in manner and forme as the said Thomas hath above declared against him and that the Said Edward hath not well & perfectly cured the said Samuel Sikes according to his said promise and assumption, W^{ch} verdict of the Jurors aforesaid being read and heard the said Edward Maddox by his Attorney aforesaid moved in arrest of Judgment and thereupon day is given unto both partyes untill the Last day of this Court.

Att w^{ch} day (to witt) the sixth day of June in the yeare afore-said Came the pytes aforesaid by their Attorneys aforesaid and the said Edward Maddox by his said Attorney offereth to the Court here his reasons for arresting the Judgment aforesaid w^{ch} are as followeth Viz

First) The deft Maddox sayth that notwithstanding any thing by the Jury above found Yett Judgment Ought not thereupon to be given ffor that it plainly appeares that the said samuel Sikes in the Declaration mençoned did Languish with a disease Called a Noli me Tanegere, w^{ch} disease is by all Phisitians accompted incureable & the Law will not oblige to impossibilityes, soe that to assume or warrant to perfectly cure such a disease is voyd in Lawe it being impossible It being a rule in Lawe that noe promise will oblige unless it be, ffirst honest, Secondly Lawfull & thirdly possible as in D^r & Student ffolio 102

(Secondly) The plt hath declared that in Consideracon the plt would Lay the deft Two hundred & twenty foot of ffloores with

Planck The deft did assume &c, The deft sayth It doth not appeare where the said Planck should be Laid or Where the said Planck should be had Nor was there at the said tryall any prooffe of the said Consideration without w^{ch} said promise cannot oblige the said defendant Liber W. C.

(Thirdly) The plt hath declared that he hath beene Damnified by the said Samuels not being cured w^{ch} is Idle voyd and Repugnant in regard that if any accon had accrued on the matter sett forth in the Declaration the said accon should have beene brought by the said samuel Sikes and not by the said Thomas Sikes as above ffor w^{ch} said Reasons the said Edward Maddox prayeth the stay and arrest of the said Judgment

W^{ch} reasons being read heard and argued and by the Justices here fully understood & dilligently examined it seemeth to the same Justices that the reasons aforesaid are insufficient in lawe to arrest Judgment upon the Verdict of the Juro^{rs} aforesd Itt is therefore considered by the Court here that the said Thomas Sikes recover against the said Edward Maddox Aswell the aforesaid sume of ffoure thousand damages by the Jurors aforesaid in forme aforesaid assessed as also the sume of Two thousand five hundred eighty ffoure pounds of tobacco for costs of suite And the said defendant in mercy &c^a

James Mills	}	The Jury haveing found for the plt in this accon the Sume of Two hundred pounds Sterling the deft by Kenelm Cheseldyne his Attorney moved in arrest of Judgment And day is thereupon given to both partyes untill the next Provinciaall Court :
ag ^t Thomas Pemberton		

James Mills	}	John Walls late of somersett County Marriner was attached to answeere unto James Mills Marchant of a plea of trespass of the case
ag ^t John Walls		

And Whereupon the same James by Robert Carvile his Attorney sayth that Whereas the said John Upon the fourth day of September in the yeare of Our Lord 1682 at Bush River in Baltmore County stood justly indebted to the said James Mills for seaverall goods and Marchandizes by him the said John of him the said James then and there had bought and received, And also for seaverall sumes of Money and Tobacco by the said James paid for the said John & by his order, and for the Lone of his the said James his Shallop to him the said John, and for his the said James his paynes and care in buying of provisions for the use of y^e shipp of the said John and Otherwise about the concernes of him the said John amounting in the whole to the sume of Nine thousand One hundred and thirty pounds of tobacco & ffoure pounds eighteene shillings seaven pence sterling as by a perticular account thereof

Liber W. C. hereunto annexed may appeare, And the said John being soe indebted the said John in consideracon thereof did assume upon himself and to the said James did faithfully promise That he the said John the said Sume of Nine thousand One hundred & thirty pounds of tobacco & ffoure pounds eighteene shillings Seaven pence sterl would well and truly pay and satisfy to him the said James When he should be thereunto requested, And though the said John hath paid unto the said James the sume of ffoure thousand forty and six pounds of tobacco part of the said sume of Nine thousand one hundred and thirty pounds of tobacco Yett as to ffive thousand eighty ffoure pounds of tobacco Residue of the said sume of Nine thousand One hundred and thirty pounds of tobacco & ffoure pounds eighteene shillings and seaven pence sterl the said John his promise and Assumption aforesaid little regarding but deviseing and fraudulently intended him the said James in this behalfe craftily and subtilly to deceive and defraud, the said sume of ffive thousand eighty ffoure pounds of tobacco and ffoure pounds eighteene shillings seaven pence sterl. to him the said James though afterwards that is to say the first day of March in the yeare aforesaid at Nantecoke in Somersett County hee was thereunto required hath not paid or satisfyed, but the same to pay and satisfie hath hitherto denyed and still doth denye to pay the Same to the damage of the said James Twelve thousand pounds of tobacco And thereupon hee bringeth his Suite

And the said John Walls by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c. and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him, And the same day is given to the plt likewise

Now here at this day (to wit) the ffifth day of July in the Eighth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni. 1683 Came the said partijes by their Attorneys aforesaid and the said John Walls by the said Attorney Sayth That he the sd James his ac^{on} aforesaid Ought not to have for that hee sayth hee did not assume upon himself in manner and forme as the said James Mills in his declaration above hath declared against him And of this he putts himself upon the Country, And y^e plt likewise

Itt is therefore comanded the sheriffe of s^t Maries County that he cause to come here twelve &c. by whome &c. and who neither &c. to recognize &c. because aswell &c.

On w^{ch} said ffifth day of Julie in the yeare aforesaid came the said parties by their Attorneys aforesaid and the Juro^{rs} Impannelled being called likewise came (to wit) Philip Lynes Richard Keene, John Hungerford Richard Royston ffrancis Catterson Samuel Dobson, John Wilkenson, Thomas Stonestreet Jacob Lookerman Stephen Murty. Dennis Hurley & Hugh Hopewell Who being elected

tryed and Sworne to Say the truth in the premisses Upon their oathes doe say that the said John Walls did assume upon himself in manner and forme as the said James in his Declarat^{on} above hath declared against him and they assess the damage of the said James to ffive thousand eighty foure pounds of tobacco and ffoure pounds eighteene Shillings & seaven pence sterling, Itt is therefore considered by the Court here that the said James Mills recover against the Said John Walls aswell the afores^d sume of ffive thousand eighty foure pounds of tobacco and ffoure pounds eighteene shillings & seaven pence ster^t damages by the Jurors aforesaid in forme aforesaid assessed as also the sume of one thousand eight hundred and six pounds of tobacco for costs of suite And the Defend^t in mercy &c.

Liber W. C.

John Quann	}	Richard Holland of Talbott County and Han-	p. 734
ag ^t		nah his wife stands attached to answere unto	
Richard Holland & Hannah ux		John Quann in a plea of Trespass And Whereupon the said John Quann by Griffith Jones his Attorney comes and Complaynes That the said Richard Holland and Hannah his wife the fifteenth day of September in the yeare of our Lord 1682 at the plantacon of the said Richard scituate in Tredhaven Creeke in the said County of Talbot Upon the body of him the said John Quann with force and Armes viz with swords Knives and Staves did make an assault and the said John did then and there beate wound and evilly Entreate soe that of his life he was Despared, and other Enormityes to him the said John the said Richard & Hannah his said wife then and there did against the peace of this Province and to the damage of the said John ffive thousand pounds of tobacco And thereupon he bringeth his suite	

And the said Richard and Hannah by John Rousby their Attorney come and defend the force and Injury when &c. and prayeth liberty to imparle hereunto untill the next Provincially Court and it is granted unto them And the same day is Given to the plt likewise.

Now here at this day (to wit) the fourth day of July in the Eighth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c Annoq³ Doni. 1683 came the said partyes by their Attorneys aforesaid, And the said defendants by their Attorney say That they are not guilty of the p^rmisses in manner and forme as the said John hath declared against them, And of this they put themselves upon the Country, And the plan^t likewise It is therefore comanded the sheriffe of s^t Maries County that he cause to come here twelve &c by whome &c. and who neither &c. to recognize &c. because aswell &c.

On wch said fourth day of June in the yeare aforesaid came y^e ptyes aforesaid by their Attorneys aforesaid and the Juro^{rs} Im-

Liber W. C. pannelled being Called likewise came to witt, Philip Lynes Richard Keene John Hungerford Richard Royston ffrancis Catterson Samuel Dobson John Wilkenson Thomas Stonestreet, James Phillips, Stephen Murty, Dennis Hurley and, Hugh Hopewell Who being elected tryed and sworne to say the truth in the p^rmisses upon their Oathes doe say, that they find the defendant guilty of y^e Assault & battery If this Court thinke him guilty. but if this Court thinke him not guilty, they the Juro^{rs} find him not guilty, W^{ch} verdict of the Jurors aforesaid being read & heard and the premisses aforesaid seriously considered It is the Judgment of y^e Court here that the said Richard Holland and Hannah his wife are not guilty of the assault and battery in manner and forme as the said John hath declared against them, Itt is therefore considered by the Court here that the said John Quann take nothing by his writt aforesaid but be in mercy for his false clayme therein and that the said Richard Holland and Hannah his wife goe thereof without day and that the said Richard Holland & Hannah his wife recover ag^t the said John Quann the sume of One Thousand ffifty nine pounds of tobacco for their Costs and Charges by them about their defence in this behalfe laid Out and expended. And the said Richard and Hannah may have thereof Execution

Jane Calvert Adm ^x of	} Michael Miller late sheriffe of Kent County
Philip Calvert Esq	
ag ^t	
Michael Miller	
	} was attached to answeere unto Jane Calvert
	} Adm ^x of the goods and Chattles of Philip
	} Calvert Esq ^r decd in a plea of trespasse of ye
	Case

p. 735 And Whereupon y^e said Jane by Robert Carville her Attorney sayth That Whereas the sd Michael being high sheriffe of the said County of Kent in the yeares 1679: 1680 & 1681 and by meanes thereof had the Collecting of the publiq and County Leayves due to be payd by the said County of Kent in those yeares as also the collecting the ffees due from seaverall the Inhabitants of the said County to the Chancello^r & Secretary & Other the Publiq Officers of the said Province, And having in those yeares as Sheriffe aforesaid received for the use of the said Philip divers sumes of tobacco due for ffees and otherwise to the Said Philip in the County aforesaid, Hee the said Michael the first day of ffebruary in the seaventh yeare of the Dominion of Charles &c. Annoq Doni. 168½ at St Maries had accounted with the said Philip of divers Sumes of tobacco by him the Said Michael for the use of the said Philip recd as aforesaid And upon that account the aforesaid Michael was found in arreares to him the said Philip in the sume of Twelve Thousand five hundred Sixty two pounds of tobacco, And soe being therefore indebted the aforesaid Michael Miller in Consideration thereof did assume upon himself and to the said Phillip did then

& there faithfully promise to pay to the said Philip the said sume of twelve Thousand five hundred sixty two pounds of tobacco when he should be thereunto required, And the said Michael Six thousand two hundred eighty one pounds of tobacco part of the said sume of Twelve thousand five hundred sixty two pounds of tobacco to him the said Philip did afterwards satisfy. **Nevertheless** the said Michael his promise and assumption aforesaid as to Six thousand two hundred eighty one pounds of Tobacco Residue of the said sume of Twelve thousand five hundred Sixty two pounds of tobacco in noe wise regarding but deviseing and ffraudulently intending him the said Philip of the same six thousand two hundred eighty one pounds of tobacco craftily & subtilly to deceive and defraud, The said sume of Six thousand two hundred eighty one pounds of Tobacco to him the said Philip in his life time nor to the said Jane since his death hath not paid or satisfied but the same to pay and satisfy hath hitherto denied & refused and still doth denye to pay the same Although afterwards that is to say the twentyeth Day of March in the year of Our Lord 168 $\frac{1}{2}$ at the Citty of S^t Maryes the said Michael was thereunto requested Whereupon the said Jane sayth she is damnified and hath loss to the vallue of Tenn thousand pounds of tobacco And thereupon she bringeth her Suite

And the said Michael Miller by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c. And prayeth liberty to Imparle hereunto untill next Provinciaall Court and it is granted unto him And the same day is given to the plt likewise

Now here at this day (to wit) the sixth day of July in the Eighth year of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq; Doni 1683 came the said parties by their Attorneys aforesaid, and the said Michael Miller by his said Attorney sayth that he the sd Michⁿ did pay to the said Philip in his life time in part of the said sume of Six thousand two hundred eighty one pounds of tobacco. the sume of ffoure thousand sixty two pounds of tobacco. and as to Two thousand two hundred and nine pounds of tobacco residue of the said sume he the sd Michael consenteth that Judgment pass against him for the same, Itt is therefore considered by the Court here that the said Jane Calvert Admx as aforesaid Recover against the said Michael Miller as well the aforesaid sume of Two thousand two hundred & nineteene pounds of tobacco Debt as also the sume of Seaven hundred and two pounds of tobacco for Costs of suite And the defendant in Mercy &c.

Jn ^o Richardson	} Comand was given to the Sheriffe of Dorchester	p. 736
ag ^t		
Jn ^o Hungerford	} County that he should take John Hungerford	
	} late of Dorchester County Otherwise Called John	
	Hungerford of Little Chaptanke in Dorchester	

Liber W. C. County If he should be found in his Baliwick and him safely keepe soe that he should have his body here the seaven and Twentyeth day of March in the Eighth year of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni 1683 to answere unto John Richardson in a Plea that he render unto him the sume of Two thousand pounds of tobacco wch to him he oweth and unjustly detaineth

On wch said Seaven and twentyeth day of March aforesaid William Smithson gentl sheriffe of the County aforesaid made returne of the writ aforesaid that by vertue thereof he hath taken the said John Hungerford whose body he hath here ready as by the same writ he was comanded, And the said John Hungerford came then by Robert Carville his Attorney and defendeth the force and injury when &c. and prayeth liberty to Imparle hereunto untill next Provincially Court and it is granted unto him And the same day is given to the plt likewise

Now here at this day (to wit) the third day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq̃ Doni One thousand six hundred eighty three Came the said parties by their Attorneys aforesaid. but the said John Richardson refuseth to make any farther prosecution against the said John Hungerford in the plea aforesaid, Nor hath he filed his declarac̃on in this suite according to the rule of this Court in that Case made & Provided

Itt is therefore Considered by the Court here that the said John Richardson take nothing by his writ aforesaid but be in mercy for his false Clayme therein and that the said John Hungerford may goe thereof wthout day and that the said John Hungerford recover against the said Jn^o Richardson the Sume of One thousand three hundred thirty seaven pounds of tobacco for his Costs and Charges by him about his defence in this behalfe Laid out and expended And the said John Hungerford may have thereof Execution

John Richardson	}	Comand was given to the sheriffe of Dorchester
ag ^t		
John Hungerford	}	County that he take John Hungerford of the County of Dorchester otherwise Called Jn ^o Hungerford of Little Chaptanke in Dorchester

County (If he should be found in his Baliwick and him safe Keepe soe that he should have his body here the seaven and twentyeth day of March in the Eighth year of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c. Annoq̃ Doni 1683 to answere unto John Richardson of a plea that he render unto him the sume of Two thousand five hundred pounds of tobacco wch to him he oweth & unjustly detaineth

On w^{ch} said seaven and Twentyeth day of March in the yeare afore-

said William smithson Gent^t sheriffe of the County aforesaid made
 returne of the writ aforesaid that by vertue thereof he hath taken
 the said John Hungerford whose body he hath here ready as by
 the same writ he was Comanded, And the said Jn^o Hungerford
 Came then by Robert Carvile his Attorney and Defended the force
 & injury when &c & prayeth Liberty to Imparle hereunto untill the
 next Provinciaall Court And it is granted unto him And the same
 day is Given to the plt Likewise

Liber W. C.

Now here at this day (to wit) the third day of July in the Eighth
 yeare of the Dominion of the Right hono^{ble} Charles Lord Balte-
 more &c. Annoq^{ue} Doni 1683 came aswell the said John Richardson
 by Kenelm Cheseldyn his Attorney as the said John Hungerford
 by his Attorney aforesaid, But the said John Richardson refuseth
 to make any further prosecution against the said John Hungerford
 in the plea aforesaid, Nor hath he filed his Declara^{tion} in this Suite
 according to the rule of this Court in that Case made and provided,
 Itt is therefore Considered by the Court here that y^e said John
 Richardson take Nothing by his writ aforesaid but be in mercy for
 his false Clayme therein And that the said John Hungerford goe
 thereof without day And that the said John Hungerford Recover
 against the said Jn^o Richardson the sume of Eight hundred seaventy
 one pounds of tobacco for his Costs & Charges by him about his
 defence in this behalfe Layd out and expended and the said John
 Hungerford may have thereof Execution

p. 737

Stephen Murty	}	Comand was given to the sheriffe of S ^t Maryes County that Whereas Stephen Murty of the same County gent ^t hath come before his Lopp in his Court of Chancery and hath found sufficient Secu- rity aswell his Clamo ^r to psecute as for his servant boy named James Querke wch James Yore of the same County tooke and unjustly detaines (as it is sayd) against suretyes and pledges, To be returned if the returne thereof be adjudged, Itt was therefore comanded the said sheriffe that the afores ^d Servant boy unto the aforesaid Stephen Murty Replevyed to be and delivered he cause, And that he put by surety and safe pledge the said James Yore that he should be and appeare here the seaven and Twentyeth day of march in the Eighth yeare of the Dominion of the Right Hono ^{ble} Charles Lord Baltemore &c Annoq ^{ue} Doni. 1683: to answeare unto the aforesaid Stephen Murty of a plea of takeing and unjustly detaineing the servant boy aforesaid, And in what manner he should execute the same writ that he should make Knowne to the Jus- tices of the Court here at the day and place aforesaid
ag ^t James Yore		

On wch said seaven and Twentyeth day of March in the yeare
 aforesaid Joshua Doyne gent^t Sheriffe of S^t Maries County afore-
 said made returne to the Justices here, of the writ aforesaid That

Liber W. C. by vertue thereof he hath Replevyed and delivered unto the said Stephen Murty the servant Boy aforesaid And the said James Yore came then by Anthony Underwood his Attorney and defended the force and Injury when &c. and prayed Liberty to Imparle hereunto untill the next Provinciaall Court And it is granted unto him And the same day is given to the pft also

Now here att this day (to wit) the Twenty eighth day of June in the Eighth year of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c. Annoq³ Doni. 1683 Came the partyes aforesaid by their Attorneys aforesaid, But the said stephen Murty refuseth to make any further prosecution against the said James Yore in the plea aforesaid Nor hath he filed his Declaration in this suite according to the rule of this Court in that Case made & provided Itt is therefore Considered by the Court here that the said Stephen Murty take nothing by his writ aforesaid but be in mercy for his false Clayme therein And that the said James Yore goe thereof without day And that the said James Yore recover against the said Stephen Murty his sume of One thousand Two hundred forty and Six pounds of Tobacco for his Costs and charges by him about his defence in this behalfe Laid out and Expended And the said James Yore may have thereof Execution

Stephen Murty	}	This accon abates the Defendant being Dead
ag ^t		
Daniel Clocker		

p. 738	Richard Haughton	}	William Thomas late of Charles County Planter was attached to answeere unto Richard Haughton gent ^l Of a plea of Trespas of the Case
	ag ^t		
	William Thomas		

And Whereupon the said Richard by Thomas Burford his Attorney complaineth that Whereas the said Richard the fourth day of August in the yeare of our Lord 1682 at Portobacco in Charles County aforesaid was possessed of certaine goods & Chattles (that is to say) of one Runner and Tackle containeing Twenty ffathoms of Rope of the vallue of Nine hundred pounds of Tobacco, and one sprit saile Containeing forty Ells of Canvis of the vallue of ffourteene hundred pounds of Tobacco, Amounting in all to the sume of Two thousand three hundred pounds of Tobacco as of his proper Goods and Chattles, and being thereof Soe possessed the said Goods & Chattles Out of his hands and posession did Casually loose, Wch said goods & Chattles afterwards that is to say the first day of September in the yeare aforesaid at Portobacco in Charles County aforesaid to the hands and possession of the said William by finding came, Nevertheless the said William well Knowing the goods & Chattles aforesaid to be proper goods and Chattles of the said Richard & to him the said Richard of right to belong and

appertaine, but minding and fraudulently intending him the said Richard in this behalfe Craftily and Subtilly to deceive & defraud The said good and chattles unto him the said Richard Although often thereunto requested hath not delivered, but the same afterwards (that is to Say) the 12th day of September in the yeare of our Lord 1682 at Portobacco in Charles County aforesaid to his owne proper use and behoof did convert and dispose To y^e damage of the said Richard of Three thousand pounds of tobacco And thereof hee bringeth his suite &c^a

Liber W. C.

And the said William Thomas by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him and it is granted unto him, and the same day is given to the p^{ft} likewise

Now here at this day (to wit) third day of July in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c Annoq^d Dominj 1683 Came the partyes aforesaid by their Attorneys aforesaid And the said William Thomas by his said Attorney sayth that he is in noe wise guilty of the premisses above by the said Richard Haughton Imposed upon him, And of this he putts himself upon the Country And the Plt likewise, Itt is therefore Comanded the sheriffe of S^t Maries County that he Cause to come here twelve &c. by whome &c. and Who neither &c. To recognize &c because aswell &c.

On wch said third day of July in the yeare aforesaid Came the partyes afores^d by their Attorneys aforesaid and the Jurors Impannelled being called likewise came (to wit) Justinian Gerrard, James Ringold, Marke Cordea Samuel Hatton, Thomas Sikes, Humphrey Jones, Edward Ward, Richard Edelen, Bryan Dailey, John Smith, William Roswell & Thomas Simpson Who being elected tryed and sworne to say the truth in the premisses Upon their Oathes doe say that the sd William is in noe wise guilty of the p^rmisses above by the said Richard Imposed upon him

Itt is therefore Considered by the Court here that the said Richard Haughton take nothing by his writt aforesaid but be in mercy for his false Claime therein And that the said William Thomas goe thereof without Day. And that the said William Thomas Recover against the said Richard Haughton the sume of pounds of tobacco for his Costs and Charges by him about his defence in this behalf Laid out & expended, And the said William Thomas may have thereof Execution

John ILewellin	} John ILewellin Gentl Complaineth against George Thompson gentl One of the Provinciaall Court here present in Court of a plea that he Render unto him Eighteen hundred pounds of Tobacco w ^{ch} to him he oweth and unjustly detaineth	p. 739
ag ^t		
George Thompson		

Liber W. C. And Whereupon the said John by Robert Carville his Attorney sayth that Whereas the said George Upon the Two and Twentyeth day of March in the yeare of Our Lord 1680 by his Certaine bill or writinge Obligatory sealed with the seale of him the said George & here in Court produced Whose date is the day and yeare above-said did Confess himself to owe and stand Justly indebted unto the said John in the full & Just Sume or Quantity of Eighteen hundred pounds of good Sound Large bright Marchantable tobacco in Caske, To be paid to the said John On or before the tenth day of Octobr^r next Ensueing y^e Date of the said bill Yet Notwithstanding the said George the said sume of Eighteene hundred pounds of Tobacco according to the Teno^r of the sd bill to him the said John although often thereunto requested hath not paid or satisfied but the same to pay & satisfy hath hitherto altogether Denied & refused And still doth denye & refuse to pay the same To the Damage of the said John Three thousand pounds of tobacco And thereupon he bringeth his suite

And the said George Thompson in his proper pson cometh and Defendeth the force & Injury when &c. And prayeth Liberty to Imparle hereunto untill next Provinciaall Court And it is granted unto him And the same Day is given to the pft Likewise

Now here at this day to wit the 20th day of June in the Eighth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltimore &c. Annoq^{ue} Doni. 1683: Came aswell the said John lLewellin by his Attorney aforesaid as the sd George Thompson in his pper pson, And the said George Thompson sayth that he Cannot Gaine-say the accon aforesaid of the Said John lLewellin in manner aforesaid ag^t him the said George brought ffor that he the said George is Justly indebted to ye said John the said sume of Eighteene hundred pounds of tobacco in manner & forme as the said John hath above declared against him And that he doth Consent that Judgment pass ag^t him for the same, Itt is therefore Considered by the Court here that the said John lLewellin recover against the said George Thompson aswell the aforesaid sume of Eighteene hundred pounds of tobacco Debt as also the sume of seaven hundred and fforty pounds of Tobacco for Costs of suite And the Defendant in mercy &c^a

Order of Court for filing Declarations

July ye 6th 1683:

Ordered by the Court that all Declara^{ti}ons to be filed in this Court be actually filed with the Clerke thereof by or before the thirtyeth Day next after Every respective Court Wherein the defendant hath appeared, And that the Deft hath time to put in his plea thereto by the second day of the next Court after the filing of each respective Declara^{ti}on

James Mills } John Walls late of Somerset County Otherwise Called Liber W. C.
 ag^t } John Walls Marriner & Mast^r of the good shipp
 John Walls: } Called the Mary of of Liverpoole in the Kingdome
 of England was sumoned to answere unto James
 Mills gent of a plea that he rend^r unto him the sume of Two hun-
 dred pounds of good and Lawfull money of England w^{ch} to him he
 oweth and unjustly Detaineth

And **Whereupon** the said John Walls by Robert Carvile his Attorney sayth That Whereas the said John upon the fifteenth day of June in the yeare of Our Lord 1682 By his Certaine bond or writeing Obligatory sealed with the Seale of him the said John and here in Court produced Whose date is the day and yeare abovesaid Did acknowledge himself to be holden & firmly bound unto the said James Mills in the full sume of Two hundred pounds of good and Lawfull money of England To be paid unto the said James or to his Certaine Attorney his Executo^{rs} Adm^{rs} or Assignes Yett Notwithstanding the said John the said sume of Two hundred pounds to him the said James according to the Teno^r of the said writeing Obligatory though often thereunto requested hath not paid or Satisfied but the same to pay and satisfy hath hitherto altogether denyed and refused & still doth denye to pay the same To the Damage of the said James One hundred & fifty pounds sterf. And thereupon he brings his suite p. 740

And the said John by Kenelm Cheseldyn his Attorney Cometh & defendeth the force and Injury when &c And prayeth the hearing of the said writeing Obligatory And it is read unto him, Hee also prayeth the hearing of the Condition of the said writeing Obligatory and it is read unto him in these words The Condition of this Obligacon is such That Whereas there are Certaine Articles of Affraightment Indented made concluded and agreed upon by and betweene the above bounden Thomas Pemberton Marchant & John Walls Marriner of the one part & the above named James Mills of the other part bearing Even date with these p^sents of and Concerning a Certaine Voyage to be had and performed with the above named Mary shipp, from this Province to the Island of Barbadoes in such manner as in and by the said Articles are sett forth, If therefore the said Thomas Pemberton & Jn^o Walls their heires Executo^{rs} Adm^{rs} & assignes shall from time to time & at all times hereafter well and truly observe performe fulfill and Keepe all & singular the Articles Clauses Covenants promises grants & agreements mentioned and Contained in the said Articles of agreem^t wch on their parts and behalves Ought to be observed performed fulfilled & kept in as full and ample manner as the same are mentioned and set forth without fraud or deceit That then this obligacon shall be voyd and of none effect Or else to remaine & be in full force power and vertue in Lawe W^{ch} being read and heard the said John Walls

Liber W. C. prayeth liberty of speakeing hereunto untill the next Provinciaall Court and it is granted unto him And the same day is given to the plt likewise

Att w^{ch} said next Provinciaall Court to wit the fifth day of July in the Eighth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c Annoq: Doni. 1683: Came the partyes aforesaid by their Attorneys aforesaid And the sd John Walls by his said Attorney sayth That the said James his accon afores^d against him the said James ought not to have for that he sayth that the sd John Walls hath observed performed fulfilled & kept all and singular the Covenants & agreem^{ts} in the Articles of Affraightment Indented aforesaid above specified of the part of him the said John to be Observed fulfilled and Kept from the time of the makeing the Articles aforesaid untill the day of the takeing out of the Orriginall writ of him the said James according to the purport and effect and true meaning of the said Articles And this he is ready to Verify Whereof he Demands Judgment whether the sd James his accon aforesaid ought to have.

p. 741 And the said John Walls by his said Attorney sayth that he Ought not to be barred from having his accon aforesaid against him the said John Walls because by protesting & Denyeing that the said John Walls hath observed performed fulfilled and kept all and singular the Articles Covenants & agreements in the Articles of Affraightment Indented aforesaid above specified of the part of him the said John to be observed performed fulfilled & Kept according to the purport & Effect & true intent of the said Articles of Affraightment as the said John hath by plea above pleaded, And the said James protesting also that the said John Walls Mast^r of the said shipp did not with the said shipp with all Convenient speed after the date of the said Articles (Wind & weather pmitting) Sayle with the said shipp strong and stench fitted & sufficiently provided & furnished with tackling apparrell & other necessaryes & furniture from Nantecoke River in Somerset County aforesaid where she then Roade into Bush River in Baltemore County & there should receive & take on board the said shipp. such & soe many Goods and Comodities To be shipped & Loaden by the said James Mills as in the said Articles are mentioned & expressed at the rates & prices therein named, & the said James ffurther Protesting that all the marrin^{ts} belonging to the sd shipp were not at the Comand and disposall of the said James Mills dureing the time of thirty foure dayes in the said Articles mentioned in relation to the speedy Loadeing & getting on board the goods and Comodities aforesaid in this Province & likewise in the unloading the same in the port or place where the same should arrive & be unloaden, ffor plea the said James Mills sayth that the said John Walls at the Expiration of thirty & foure dayes aforesaid did not with the said

shipp Marrin^{rs} Tackle Apparrell & other necessary furniture & Liber W. C.
 provision together with the goods & Comodities aforesaid & all
 other necessary provision set sayle from Bush River aforesaid
 and by Gods grace wind & weather permitting sayle directly to the
 Island of Barbadoes or some of the Cariby Islands (Iff they should
 happen Casually to miss the Island of Barbadoes, And the said
 John Walls & John Pemberton did not at their owne prop Costs
 and Charges by the expiracon of the Thirty foure Dayes aforesaid
 when the said shipp was to saile from Bush River aforesaid & soe
 directly to Barbadoes aforesaid Provide the said shipp with Meate
 drinke & other necessaryes fitt for such a Voyage, But the said
 James sayth that the said John Walls sayled with the said shipp
 from Bush River aforesaid the fifth day of septemb^r 1682 And the
 ninth day of septemb^r 1682 the said John Walls with the shipp
 aforesaid Came to Anchor in Chesepeake Bay against Holland
 straights And wanting pvissions for the said shipp the said John
 Walls was forced to stay with the said shipp till he could provide
 him with sufficient provisions as aforesaid And before he Cleared
 the shipp aforesaid till the Tenth day of October being about thirty
 dayes, In w^{ch} time two horses of the Loadeing of the said shipp
 were Killd in a Storme the shipp at Ancho^r & the Rest of the horses
 much bruised battered & made worse, And the horses much Wasted
 in flesh, And the water and provisions layd in by the said James
 for the horses aforesaid was much wasted & consumed w^{ch} had not
 beene If the sd John Walls had not Delayed the Voyage & made the
 Long stay aforesaid, And therefore the said James sayth the said
 John Walls the Articles of Affraightment afores^d and the Covenants
 and agreements in the same Contained hath not pformed fulfilled &
 Kept according to the purport and Effect and true intent thereof
 but, the same hath broken And this he prayes may be Enquired of
 by the Country

W^{ch} being read & heard & the Deft haveing by his Attorney afore-
 said filed his Rejoynd^r to the Replication aforesaid Wherein was
 set forth that the said Deft had fulfilled pformed. & Kept all &
 singular the Articles in the Charterparty afores^d mentioned, It is
 Ordered & adjudged by the Court that the pft ought to signe the
 breach of the Charterpty aforesaid. by the said defendant upon one
 Article thereof, And not upon the whole [Chartepty] And there-
 upon the Court Ordered the said Deft to signe the breach of the
 Charterpty aforesaid by the sd Deft Upon the ffifth Article thereof
 And that the said Deft should Joyne the said Issue wch the said
 Defts Attorney refusing to doe It is Considered that the said
 James Mills Recov^r ag^t the sd John Walls aswell the afores^d sume
 of Two hundred pounds sterl. debt as also the sume of Two thou-
 sand Eight hundred fifty two pounds of tobacco for Costs of suite
 & the deft in Mercy &c.

Liber W. C. Martha Ridgely Ex^x of } Edward English gent^t sheriffe of Cecill
 Robert Ridgely decd } County having formerly returned a Capi
 ag^t } corpus in this Cause and not having the
 John Hyland } body of the defendant here this Court the
 same Sheriffe in Open Court Assigned over
 to the p^lt in open Court the bayle bond by him taken for the appeare-
 ance of the Defendant the Last Court: And the same was accepted
 of by the p^lts Attorney present in Court:

Jonathan Sibrey } This Cause is continued untill next Provinciall
 ag^t } Court by consent of Robert Carville Attorney for
 Henry Ward } the p^lt and Kenelm Cheseldyn Attorney for the
 defend^t being both present in Court.

John Bird } Comand was given to the sheriffe of Talbott
 ag^t } County that he take W^m Waddecar If he should
 William Waddecar } be found in his Baliwick and him Safe keepe
 soe that he should have his body here the Thir-
 teenth day of ffebruary in the Eighth yeare of the Dominion of
 the Right Hono^{ble} Charles Lord Baron of Baltemore &c. Anno
 Dominj 1682 to answeere unto John Bird in a plea of trespass of
 the Case On wch the said thirteenth day of ffebruary Jonathan Sibrey
 gent^t sheriffe of the County aforesaid made returne of the writ afore-
 said that by vertue thereof he hath taken the said William Waddecar
 whose body he hath here ready as by the same writ he was comanded
 And the said William Waddecar came then by John Rousby his
 Attorney and defended the forth and injury when &c and prayed
 Liberty to imparle hereunto untill the next Provinciall Court and
 it was granted unto him And the same day was given to the p^lt
 likewise

Now here at this day (to wit) the Eight and Twentyeth day of
 June in y^e Eighth yeare of the Dominion of the Right Hono^{ble}
 Charles Lord Baltemore &c. Annoq^{ue} Doni. 1683 Came the said
 partyes by their Attorneys and ye Said John Bird refuseth to make
 any farther prosecution against the said William Waddacre in the
 plea aforesaid It is therefore considered by y^e Court here that the
 said John Bird take nothing by his writ aforesaid but be in mercy
 for his false plaint therein and that the said W^m Waddecar goe
 thereof without day And that the said William Waddecar recover
 against the said John Bird the sume of ffive hundred sixty foure
 pounds of tobacco for his Costs and Charges by him about his
 defence in this behalfe Laid out and Expended, And the said Wil-
 liam may have thereof Execution

Edward English Adm ^r of	} Comand was given to the Sheriffe	Liber W. C.
John Allen ag ^t		
Henry Johnson & Eliz ^a his wife		
Admx of Nathan ^{ll} Uty		

of Baltemore County that Whereas
at a Provinciaall Court held at the
Citty of St Maries In a Cause de-
pending the Nine and twentyeth

day of November Anno Doni 1676 between Edward English Adm^r of John Allen plt and Henry Johnson & Eliz^a his wife Adm^{rix} of Nathanael Vty defendant, The said plt recovered Judgment against the said Defendants Aswell for the sume of seaven thousand One hundred Sixty one pounds of tobacco debt as also y^e Sume of five hundred pounds of Tobacco for Costs of Suite, And for that Execution had not thereupon Issued Itt was therfore comanded the said sheriffe that by good and Lawfull men of his baliwick he should make Knowne unto the said Henry Johnson & Elizabeth his wife Adm^{rix} as aforesaid that they should be and appeare before the Justices of the Provinciaall Court wch was to be held at the City of st Maries the Six and Twentyeth day of September Anno Doni. 1682 To shew cause (If they had any) Why execution Should not issue forth against the goods and Chattles of the said Nathanael Uty in their hands remaining upon the Judgment aforesaid, Att w^{ch} said Six and twentyeth day of September in the yeare aforesaid John Stanesby gent^l Sheriffe of the County aforesaid made returne of the writt aforesaid That by vertue thereof by good and Lawfull men of his Baliwick he had made Knowne unto ye said Henry Johnson and Elizabeth his wife that they should be and appeare here on y^e said Six and Twentyeth day of september to shew Cause as afores^d And the said Henry and Elizabeth came then by Thomas Burford theire Attorney and defended the force and injury when &c^a And prayed liberty to Imparle hereunto untill next Provinciaall Court and Itt was granted unto them And the same day was given to the Plt likewise

Now here att this day (to wit) the Eight and twentyeth day of June in the Eighth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c^a Annoq Dominj i682 Came the said Edward English Adm^r as aforesaid by Anthony Underwood his Attorney and offered himself against the said Defendants upon the Scire facias aforesaid but the said defendants came not but made default, Itt is therefore Considered by the Court here that the said Edward English Adm^r as aforesaid may have Execution against the goods and Chattles of the said Nathanael Uty in the hands of ye said Henry Johnson and Elizabeth his wife Adm^{rx} as aforesaid Aswell for the aforesaid Sume of Seaven thousand one hundred & sixty one pounds of tobacco debt and ffive hundred pounds of tobacco Costs of suite in the Judgment aforesaid men-

Liber W. C. tioned as also for the sune of ffive hundred and twenty pounds of tobacco by him the said Edward Inglish sythence (to witt) in this behalfe Laid out and Expended:

James Mills agt Owen Newen	}	Owen Newen late of Baltemore County was attached to answeere unto James Mills gentl in a plea of Trespas of the Case
----------------------------------	---	--

And Whereupon the said James by Robert Carville his Attorney complaineth that Whereas the said James the tenth day of October in the yeare of Our Lord 1680: att Portobacco in Charles County was possessed of three horses of the price of Two thousand five hundred pounds of Tobacco a peice as of his proper horses And soe being thereof posessed the said Three horses Out
 p. 744 of his hands and posession Casually Lost, w^{ch} three horses Afterwards (That is to Say) The Twentyeth day of October afores^d to the hands and posession of the said Owen by finding came, Notwithstanding the said Owen Knowing the Three horses aforesaid to be the proper horses of the said James and to the said James of right to belong and appertaine Craftily and fraudulently intending the said James in that behalfe craftily and subtilly to deceive and defraud The said three horses to the said James though often thereunto requested hath not delivered, but the three horses aforesaid Afterwards (That is to Say) the first day of Novemb^r in the yeare aforesaid att Petuxent Charles County aforesaid to his prop use and proffit converted and disposed To the Losse of the said James Tenn thousand pounds of Tobacco, And thereupon he bringeth his Suite

And The said Owen Newen by Thomas Burford his Attorney cometh and defendeth the force and injury when &c^a and prayeth Liberty to imparle hereunto untill next Provinciaall Court And it is granted unto him And the same day is given to the Pft Likewise

Att w^{ch} said next Provinciaall Court (to wit) the third day of July in the Eighth yeare of the Dominion of the Right Hon^{ble} Charles Lord Baltemore &c. Annoq Dominj 1683: came the said partyes by their Attorneys aforesaid And the said Owen Newen by his said Attorney saith That he is noe wise guilty of the premisses above by the pft imposed upon him in manner and forme as the said plt above in his Declaracon hath complayned against him And of this he putts himself upon the Country, And the Defendant likewise

Itt is therefore comanded the Sheriffe of S^t Maries County that he cause to come here Twelve &c. by whome &c. and who neither &c. To recognize &c. because Aswell &c:

On which said Third day of July in the yeare aforesaid came the said partyes by their Attorneys aforesaid and the Juro^{rs} impannelled being called likewise came (to wit) Justinian Gerrard James Ringold, Marke Cordea, Samuell Hatton, Thomas Sikes, Humphrey

Jones, Edward Ward, Richard Edelen Bryan Dailey, John Smith, William Roswell, & Thomas Simpson, Who being elected tryed and sworne to say the truth in the p^rmisses Upon their Oathes doe say That the said Owen Newen is not guilty of the p^rmisses above by the p^{ft} Imposed upon him in manner and forme as the said p^{ft}. hath above declared against him, Itt is therefore considered by the Court here that the said James Mills take nothing by his writ aforesaid but be in mercy for his false clayme therein And that the said Owen Newen goe thereof without day. And that the said Owen Newen Recover against the said James Mills the Sume of One thousand two hundred eighty and two pounds of tobacco for his Costs and Charges by him about his defence in this behalfe Laid out and expended, And the said Owen may have thereof Execution

John ILewellin } The defendant by Kenelm Cheseldyn his Attorney
ag^t } appears and Imparles untill the next Provincially
John Worth } Court

Abraham Hooke } Stephen Murty late of S^t Maries County gent^l p. 745
ag^t } was attached to answere unto Abraham Hooke
Stephen Murty } of a plea of trespass of the Case

And Whereupon the said Abraham Hooke by Anthony Underwood his Attorney complaineth That Whereas the said Stephen the ninth day of November 1682 was indebted to the said Abraham the sume of ffive thousand forty Eight pounds of tobacco for soe much he Assumed to pay to the said Hooke for one Samuel Jefferson, In considera^on whereof the said Stephen did assume upon himself and to the said Abraham did then and there faithfully promise That he the said Stephen him the said Abraham the said Sume of ffive thousand forty eight pounds of tobacco when hee should be thereunto required would well and truly consent and pay, Yett nevertheless the said Stephen his promise and assumption to the said Abraham soe as aforesaid made little regarding but deviseing and fraudulently intending him the said Abraham to defraud & deceive The said sume of ffive Thousand forty eight pounds of tobacco according to the teno^r of his promise and Assumption aforesaid hath not paid although the said Stephen to doe the same hath been solemnly thereunto required (to wit) the twentyeth day of March att Newtowne Anno Doni. 1682 aforesaid in S^t Maries County aforesaid, but the same to pay hath denyed and still doth denye To the damage of the said Abraham Tenn thousand pounds of Tobacco And thereupon he bringeth his suite

Memorandum

That this day (to wit) the Sixth day of June Anno Donij One thousand six hundred & Eighty Three Before me Henry Darnall Esq^r

Liber W. C. One of the Justices of the Provinciaall Court Att the Citty of S^t Maries psonally appeared stephen Murty above named in his prop pson and did consent that Judgment should passe against him for the said sume of ffive thousand forty Eight pounds of tobacco the debt aforesaid as also the sume of five hundred and fifty pounds of tobacco Costs of suite in this behalfe Expended Provided that Execution of the same Judgment doe Cease untill the Tenth day of October now next coming

Stephen Murty

Taken and acknowledged before me the
day and yeare abovesaid Henry Darnall

The above Judgment was by the above named Henry Darnall Esq^r on the thirtyeth day of June aforesaid Delivered into Court and ordered to be recorded And it is ordered by the Court here that Execution thereupon issue against the said Stephen Murty after the Tenth day of October next Ensueing

Wm Cocks:

John Peirce Ex ^r of John Peirce decd	} This ac ^{on} by consent of the Attorneys of both sides is continued untill y ^e next Provinciall Court:
ag ^t	
Edward Pye & Ann his wife Adm ^{rix}	
of the hono ^{ble} Benjamin Rozer Esq ^r Deced ^t	

James Mills Who aswell &c.	} Neither plt nor defendant appearing in this cause Itt is order ^d by the Court That this Cawse be struck of the Docuett
ag ^t	
Thomas Heath	

Edward English	} Ordered by the Court by consent of ye plt and deft and their Attorneys that this cause pemp- torily come to tryall next Court or in default thereof by the plt. a Nonsuit shall be awarded ag ^t him, & in default thereof by the Defendant Judgment shall pass agt him
ag ^t	
Richard Edmonds	

p. 746 Henry Brent ag^t } **Comand** was given to the sheriffe of S^t Maries
Thomas Vaughan } County that he take Thomas Vaughan Other-
wise called Thomas Vaughan late high Sheriffe
of Talbott County (If he should be found in his
baliwick) and him safe keepe soe that he should have his body here
the Seaven & twentyeth day of March in the Eighth yeare of the
Dominion of the Right Hono^{ble} Charles Lord Baltemore &c Anno^q
Doni, 1683 to answer unto Henry Brent of a plea that he render
unto him ffoure & twenty thousand pounds of tobacco Which to
him he oweth and unjustly detaineth

On which said Seaven and Twentyeth day of March in the yeare aforesaid Joshua Doyne Gentl. Sheriffe of S^t Maries County aforesaid made returne of the writt aforesaid That by vertue thereof he hath taken the said Thomas Vaughan Whose body he had there ready as by the said writt he was Comanded **Whereupon** the said Henry Brent by Robert Carvile his Attorney moved the Court for spetiall bayle to the ac^{on} aforesaid, & it is granted unto him And thereupon afterwards to wit the One and thirtyeth day of March in the yeare aforesaid came into Open Court the said Thomas Vaughan together with James Sedgewick of Talbott County aforesaid Who undertooke for the said Thomas Vaughan that if the said Thomas shall be cast in this ac^{on} and doe not rend^r himself to prisson for the same or well and truely consent and satisfy the condempnac^{on} thereupon That then he the said James Sedgewick would well and truly consent and Satisfy the same Which Security was accepted of by ye p^{lt} and his Attorney p^rsent in Court And the defendant by Griffith Jones his Attorney appeared and Imparled untill the next Provinciaall Court :

Att which said next Provinciaall Court (to wit) The Eight and Twentyeth day of June in the yeare aforesaid Came the Said Ptyes by their Attorneys aforesaid but the said Henry Brent by his said Attorney not haveing filed his Declara^{on} in this Cause according to a rule of this Court for that purpose made and provided Itt is considered by the Court here that the said Henry Brent take nothing by his writt aforesaid but for his false clayme therein be in mercy and that the said Thomas Vaughan goe thereof without day And that the said Thomas Vaughan recover against the said Henry Brent the Sume of Six hundred fifty six pounds of Tobacco for his Costs and Charges by him about his defence in this behalfe laid out and expended and the said Thomas Vaughan may have thereof Execution

John Quann

ag^t

Richard Holland and Hannah his wife
late Hannah Alexand^r of Tredhaven

} By consent of the p^t and
Defendant and their Attor-
neys being p^rsent in Court
This Cause is Continued
untill the next Provinciaall
Court

John Edmundson

ag^t

Thomas Vaughan

} This Cause is Continued untill the next Provin-
ciall Court

William Parker

ag^t

George Leach

} **In Ejectm^t** Ann Howes and William Howes p. 747
defts.

And in the same cawse it is ordered by and with

Liber W. C. the consent of George Parker Attorney for the plt and Charles Boteler Attorney for Ann Howes & William Howes That the said Ann Howes and William Howes should be admitted defts And that they forthwith appeare and receive a declaracō and plead to it the Generall issue, And at the tryall to be thereupon had the said Ann Howes & W^m Howes shall appeare in their prop psons or by their Attorney and shall Confesse Lease entry and Ejectment or that in default thereof shall judgment be Entered ag^t the said George Leach the casuall Ejecto^r but all further prosecution against him shall Cease untill the said William Howes and Ann Howes have made default in any of the premisses And it is further ordered by the Court by the Consent aforesaid that the said Ann Howes and William Howes shall not take Advantage ag^t the p^lt for not prosecuting upon the Tryall Occasioned by such default but that the said William Howes and Ann Howes shall pay to the p^lt the Costs to be taxed in this Cause, And it is further ordered that the Lesso^r to the p^lt shall be taxed with the payment of the costs to the Defendant if any be adjudged to him

Thomas Martin	}	In Ejectm ^t Lovelace Gossage Lesso ^r
ag ^t		
Joseph James	}	And in the same Cause it is Ordered by and with the consent of Robert Carville Attorney for the plt and Griffith Jones Attorney for the defendant William Steevens Sen ^r That the said William steevens should be Admitted defendant, And that he doe forthwith appeare and receive a Declaracō and plead to it the Generall issue, And at y ^e tryall to be thereupon had the said William Steevens shall appeare in his prop pson or by his Attorney and shall confesse Lease Entry and Ejectment or that in default thereof Judgment shall be Entered against Joseph James the Casuall Ejecto ^r , but all further prosecution against him shall Cease untill the said William Steevens shall make default in any of the p ^r misses, And it is further ordered by the Court by the consent aforesaid that the said William Steevens shall not take any advantage against the plt for not prosecuting upon the Tryall occasioned by such default but that the said William Steevens shall pay to the p ^l t the Costs by this Court to be taxed in this Cause, And Itt is further ordered by the Court that the Lesso ^r to the plantiffe shall be Charged with the payment of the Costs to the defendant if any be adjudged to him And this Cause is continued untill the next Provinciaall Court. And a Comission of Resurvey is Ordered to Issue for the Lands in Question called Horne point being Six hundred Acres And for the land thereunto adjoyning called Jenckins land being Two hundred Acres to be Laid out by Thomas Smithson gent ^l Deputy Survey ^r in the presence of the sheriffe of y ^e same County of Dorchest ^r and of a Jury of the neighbourhood according to the true antient meets and bounds thereof, & that Jenckins

land be first resurveyed, and that the divisionall Lynes of the said land be exactly runn out, and that faire plotts and certificates of each parcell of Land be returned to the next Provinciaall Court Wherein the Divisional lynes are to be distinguished by being prict Lynes.) And the said sheriffe is to examine Such Witnesses upon oath of and concerning the true bounds of the two parcells of land aforesaid as shall by the p^{lt} or defendant be produced unto him att the resurvey aforesaid, That soe his Lopps Justices being fully informed of the truth of the premisses they may doe therein as to Justice shall apptaine according to the Lawes and Customes of this Province (W^{ch} issued accordingly.)

Signed p **Wm Cocks Clke**

James Mills	} This cause being upon a writ of Erro ^r from Balte- p. 748
ag ^t	
Thomas Fisher	

The Same	} This Cause being upon a writ of Erro ^r from Balte-
ag ^t	
Jarvis Lassells	

abates.

William Dent	} In Ejectment Willliam Coursey Lesso ^r
ag ^t	
Francis Mason	} And in the same cawse it is ordered by the Court by & with y ^e consent of Thomas Burford Attorney for the p ^{lt} and Kenelm Cheseldyn Attorney for Joseph Weickes gent. that the said Joseph Wickes be admitted defendant. and that he forthwith appeare and receive a Declaration and plead to it the Generall issue, And at the Tryall to be thereupon had the said Joseph Weickes shall appeare in his proper person or by his Attor- ney & shall Confess Lease Entry and Ejectment or that in default thereof Judgm ^t shall be entered against ffrancis Mason y ^e casuall Ejecto ^r but all farther prosecution against him shall Cease untill the said Joseph Weickes shall make default in any of the p ^r misses, And it is further ordered by the Court by the consent aforesaid That y ^e said Joseph Wickes shall not take any advantage against the p ^{lt} for not prosecuteing upon y ^e Tryall occasioned by such default but that the said Joseph Wickes shall pay to the p ^{lt} the costs by this Court to be taxed in this Cause And it is further Ordered that the Lesso ^r to the p ^{lt} shall be charged with the payment of the costs to the defendant If any be adjudged to him, And this Cause is continued untill the next Provinciaall Court :

Richard Smith Jun ^r	} John Richardson late of Dorchest ^r County
ag ^t	
John Richardson	

otherwise called John Richardson of Trans-
quakeing River in Dorchest^r County Planter
was sumoned to answeare unto Richard Smith

Liber W. C. Jun^r of a plea that he rend^r unto him Twelve hundred pounds of porke wich to him he oweth and unjustly detaineth

And Whereupon the said Richard by Robert Carville his Attorney sayth that Whereas the said John upon the third day of Aprill in the yeare of our Lord 1682 by his certaine bill or writeing obligatory sealed with the seale of the said John and here in Court produced whose date is the day and yeare aforesaid, Did confess himself to owe and stand justly indebted unto the said Richard in y^e Just quantity of Twelve hundred pounds of good Marchantable porke due to be paid unto the said Richard at some convenient Landing in the sd County of Dorchester at one intire payment upon the first demand after the Tenth day of November next Ensueing the date thereof, Yett notwithstanding the said John the said Twelve hundred pounds of Porke according to the Teno^r of the said bill to him the said Richard though often thereunto requested hath not paid or satisfied, but the same to pay and satisfy hath denyed and refused & still doth denye and refuse to pay the same To the damage of the said Richard ffive thousand pounds of tobacco And thereupon he bringeth his suite

And the said John Richardson by Nicholas Painter his Attorney doth come and Defend the force and Injury when &c. and prayeth p. 749 Liberty to Imparle hereunto untill the next Provinciaall Court and it is granted unto him and the same day is given to the plantiffe likewise

Now here att this day to witt the seaven and Twentyeth day of June in the Eighth yeare of the Dominion of the Right Honoble Charles Lord Baltemore &c. Annoq̃ Dominj 1683 came the said partyes by their Attornys aforesaid And the said John Richardson by his said Attorney sayth that as to Six hundred twenty eight pounds of Porke part of the said Sume of Twelve hundred pounds of Porke hee the said Richard Smith his ac^{on} against him the said John Richardson ought not to maintaine ffor that he the said John paid the same to the said Richard before the bringing of y^e writ aforesaid of the said Richard against the said John Richardson but as to ffive hundred Seaventy two pounds of Porke residue of the said Twelve hundred pounds of tobacco he the said John Richardson Consenteth that Judgment pass against him for the same Itt is therefore considered by the Court here that the said Richard Smith recover against the said Jn^o Richardson Aswell the aforesaid sume of ffive hundred Seaventy and two pounds of Porke the debt aforesaid as also the sume of six hundred and thirty Eight pounds of Tobacco for Costs of suite, And the defendant in mercy &c.

Martha Ridgely Ex ^x of	} Henry Johnson late of Baltemore County
Robert Ridgely deceased	
ag ^t	
Henry Johnson	

was attached to answe^r unto Martha
Ridgely Executrix of the last will and
Testament of Robert Ridgely deceased of
a plea of Trespasse of the Case.

And Whereupon the said Martha by Anthony Underwood her Attorney complaineth that Whereas the said Henry the seaventeenth day of November 1680: att the Citty of St Maries did accompt with the said Robert in his life time of divers sumes of Tobacco by the aforesaid Henry to the said Robert in his life time late one of the Attorneys of the Provinciaall Court of this Province for fees due & accustomed to be payd to such Attorneys aforesaid, And upon the said acco^t the said Henry was found in arrears to the said Robert in his life time the sume of One thousand eight hundred ninety five pounds of tobacco, In considera^on whereof the said Henry did Assume upon himself and to the said Robert did then and there faithfully promise that he the said Henry him the said Robert the said sume of One thousand eight hundred ninety five pounds of tobacco when thereunto required would well and truly content and pay, Yett Nevertheless the said Henry him the said Robert in his life time nor the said Martha since the death of the said Robert (to whom Execution of the last will & Testament of the said Robert since his death hath been comitted) The said sume of One thousand Eight hundred ninety five pounds of tobacco hath not payd Although to doe the same he hath been solemnly thereunto required (to wit) The third day of January 1681 at Baltimore County aforesaid, but the same to pay hath denied and still doth denye, To the Damage of the said Martha the sume of Two thousand pounds of tobacco And thereupon she brings her suite

And the said Martha brings here into Court the Letters Testamentary afores^d by wch it may appeare to the Court here that she thereof is Executrix

And the said Henry Johnson by Thomas Burford his Attorney cometh and [Defendeth] the force and injury when &c and prayeth Liberty to imparle hereunto untill the next Provinciaall Court and it is granted unto him And the same day is given to the plantiffe also:

p. 750

Now here att this day (to wit) the thirtyeth day of March in the Eighth yeare of the Dominion of the Right hon^{ble} Charles Lord Baltimore &c Annoq Dominj 1683 came ye said Martha Ridgely by her Attorney aforesaid and Offered herself against the said Henry Johnson in the plea aforesaid, but the said Henry Johnson came not but made Default, Wherefore the said Martha remaineth against the said Henry thereof wholly undefended, Itt is therefore considered by the Court here that the said Martha Ridgely Executrix as aforesaid recover against the said Henry Johnson Aswell the aforesaid sume of One thousand Eight hundred ninety five pounds of tobacco the debt aforesaid as also the sume of ffive hundred sixty foure pounds of Tobacco for costs of suite, And the said defendant in mercy &c^a

Liber W. C. Walter Dunch } This cause being upon a scire facis to shew cause
 ag^t } why Execution should not issue forth against the
 W^m Dorington } defendant upon a Judgment formerly obtained
 } against him by the plt in the provincially Court held
 here. The same Cause is continued untill the next Provincially Court :

Thomas Cooke	}	These six ac ^{ns} are agreed)
ag ^t		
Benj ^a Hunt		
James Boullay		
ag ^t		
Henry Staples		
William Digges		
ag ^t		
John Hall		
Edw ^d Pye gentl.		
ag ^t		
Sam ^{ll} Aldred		
Jn ^o Darnall Esq ^r		
ag ^t		
Richard Taylor		
Hugh Maning		
ag ^t		
Robert Mason		

Thomas Pemberton &	}	The defts by Robert Carville their Attorney appear & imple untill next Provincially Court
John Walls		
ag ^t :		
James Mills		
John Walls		
ag ^t		
James Mills		
Thomas Taylor		
ag ^t		
Richard Peacock		
John James		
ag ^t		
Jon ^a Sibrey		
Thomas Gerrard		
ag ^t		
W ^m Langworth		

Edward Perrin	}	Unless the defendant appeare next Court the sheriffe of Talbott County amerced
ag ^t		
Arthur Norwood		

Thomas Taylor Adm ^r	}	Upon a Scire facias, The deft by Robert Carvile his Attorney appeares and imparles untill the next Provinciaall Court	Liber W. C.
of John Quigley			
ag ^t : Robert Proctor			

Thomas Blake	}		
ag ^t			
Stephen Gary	}		
Thomas Gerrard			
ag ^t	}		
William Langworth			
John Pryor	}		
ag ^t			
William Langworth	}		
Robert Tyler			
ag ^t	}		
John Grey			
John Richardson	}	The Defendants by Robert Carvile their Attorney appeare and Imparle untill the next Provinciaall Court:	
ag ^t			
John Alford	}		
The same			
ag ^t	}		
The same			
Nehemiah Blakiston	}		
ag ^t			
Henry Mitchell	}		
Gerrard Slye			
ag ^t	}		
John Coode			
John Baker	}		
ag ^t			
Nicholas Hackett	}		

Thomas Cooke	}		
agt			
John Hudson	}		
Thomas Gaines			
agt	}		
William Deane			
Vincent Lowe Esq ^r	}		
agt			
Joseph Everatt	}	The Defendants by Griffith Jones their Attorney appeare and imparle untill the next Provinciaall Court:	
James Cullens			
agt	}		
James Silvester			

Liber W. C.	George Parker	}	
	ag ^t		
	John Salisbury	}	
	The Same		
	ag ^t	}	
	Francis Stavely & Jn ^o		
	Stavely Adm ^{rs} of		
	James Stavely decd		

p. 752 Thomas Cooke } This Cause being upon a writt of Erro^r from Dor-
 ag^t } cest^r County Court, The Defendant by Griffith
 John Kirke } Jones his Attorney appeares & Imparles untill the
 } next Provinciaall Court:

John Richardson } This ac^{on} is withdrawne by the p^{lts} Attorney by
 ag^t } consent of Robert Carvile. Attorney for y^e def^t
 John Alford } present in Court

Thomas Burford } **Comand** was given to the Sheriffe of Charles
 ag^t } County that he attach any the goods or Chattles
 Thomas Marshall } of Thomas Marshall if they should be found in
 } his baliwick to the vallue of Two thousand nine
 hundred Sixty three pounds of Tobacco. And when he hath the
 same soe attached or any part thereof the same in his custody Keepe
 untill the said Thomas Marshall should by himself or his Attorney
 appeare here the Six and twentyeth day of June in the ninth yeare
 of the Dominion of the Right hono^{ble} Charles Lord Baltemore &c.
 Annoq³ Domini 1683: to Answere unto Thomas Burford gent^l of
 a plea of trespass of the case

On which said Six and Twentyeth day of June in the yeare afore-
 said William Chandler gent^l sheriffe of the County aforesaid made
 returne of the writt aforesaid That by vertue thereof he hath at-
 tached in the hands of John Godsall ffourteene hundred pounds of
 tobacco, and in the hands of Nicholas Cooper ffourteene hundred
 pounds of tobacco more, in all the sume of Two thousand Eight
 hundred pounds of Tobacco: as of the goods and Chattles of the
 said Thomas Marshall as by the writt aforesaid he was comanded:
Whereupon the said Thomas Burford prayed that the tobacco at-
 tached as aforesaid might be condemned and ordered to be payd
 by the said Godsall and Cooper for the debt of y^e said Marshall to
 him the said Thomas Burford he giving Security for ye same
 according to an Act of Assembly in that case made & provided And
 it is granted unto him by the Court here

And Now here att this day (to wit) the seaven and twentyeth
 day of June in the Eighth yeare of the Dominion of the Right hono^{ble}
 Charles Lord Baltemore &c Annoq³ Donij 1683: came into Court

the said Thomas Burford with Kenelm Cheseldyn of S^t Maries County gentl. his Surty who undertooke for the said Thomas Burford (to indemnify this Court against all accons suites or other matters that shall or may happen touching or concerning the granting of the Said attachment) in the said sume of Two thousand Eight hundred pounds of Tobacco, and that he the said Thomas Burford his Executo^{rs} Adm^{rs} or assignes should make restitu^{con} thereof or of the vallue thereof If the Said Thomas Marshall shall by himself or his Attorney appeare here within a yeare and a day from the time of the granting the said Attachm^t and make his Just and due defence & proceed on in the said accon in Comon forme And make it appeare that the said Thomas Burford is satisfied his just and due demands &c. **Whereupon** this Court condemned the said Two thousand Eight hundred pounds of tobacco attached as aforesaid And Doe order That the said John Godsall and Nicholas Cooper doe pay the same to the said Thomas Burford accordingly:

Edward Pye & Ann his wife Adm^{rix}
of Benjamin Rozer Esq^r deceased
ag^t
Thomas Marshall

} Comand was given to the Sher-
iffe of Charles County that he
attach any the Goods or Chat-
tles of Thomas Marshall If
they should be found in his

p. 753

Baliwick to the Vallue of ffoure thousand six hundred & forty pounds of Tobacco, And when he had ye same soe attached or any part thereof the same in his custody Keepe untill the said Thomas Marshall should by himself or his Attorney appeare here the Six and twentyeth day of June in the Eighth yeare of y^e Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Doni. 1683 to Answere unto Edward Pye gentl and Ann his wife Adm^{rx} of Benjamin Rozer Esqr deceased in a plea of Trespas of the case

On which said Six and twentyeth day of June in y^e yeare aforesaid William Chandler Gentl Sheriffe of the County aforesaid made returne of the writ aforesaid That by vertue thereof he hath attached in the hands of Edward Mattacks of the goods and chattles of the said Thomas Marshall the sume of ffoure thousand foure hundred pounds of Tobacco as by the said writt he was comanded **Whereupon** the said Edward Pye and Ann his wife Adm^{rix} as aforesaid by Thomas Burford their Attorney prayed that the tobacco attached as aforesaid might be condemned and ordered to be paid unto them by the said Edward Mattacks for the proper debt of the said Thomas Marshall they giving Security for the same according to an Act of Assembly in that case made and provided And it is granted unto them by the Court here.

And Now here att this day (to wit) the seaven and Twentyeth day of June in the Eighth yeare of the Dominion of the Right Hono^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Dominj 1683 came

Liber W. C. into Court the said Edward Pye and Ann his wife with William Dent of Charles County their Surety Who undertooke for the said Edward Pye and Ann his wife in the said Sume of ffoure thousand foure hundred pounds of tobacco to Indempnify this Court against all actions Suites or other matters that shall or may happen touching or concerning the granting of the said attachment And that they the said Edward and Ann their Executo^{rs} Adm^{rs} or assignes shall make restitu^{ti}on thereof of the vallue thereof If the said Thomas Marshall shall by himself or his Attorney appeare here within a yeare and a day from the time of the granting the said attachment and make his defence in ye said ac^{ti}on and make it appeare that the said Edward Pye and Ann his wife are Satisfyed their just and due demands &c. Which security was accepted of by the Court here, And thereupon this Court condemned the said ffoure thousand foure hundred pounds of tobacco attached as aforesaid and Doe Order that the said Edward Mattacks doe pay the same to the said Edward Pye and Ann his wife accordingly

Raymond Stapleford } The plt haveing illegally obtained a fieri
ag^t } facias de bonis propriis of the debt for a
Timothy Macknemarra } judgment formerly obtained by the said
plantiffe against the estate of one Lewis
Griffith (to whome Sarah the wife of the defendant was Adm^{rx})
& there being noe devastavit proved. And the sheriffe of Dorchester
County haveing by vertue thereof Executed of the goods and chattles
of ye said defendant to the Vallue of ffoure thousand Eight hun-
dred and Sixty pounds of tobacco, Itt is by this Court ordered that
the said writ of fieri facias be sett aside and that the said sheriffe of
Dorchester County restore to the said Timothy Macknemarra the
goods and Chattles of the said Timothy by him taken by vertue
thereof, And that the said Raymond Stapleford be and is hereby
debarred from haveing any capias ad Satisfaciendum ag^t the said
Timothy or fire facias against his goods or chattles upon the judg-
ment aforesaid by vertue of any ord^r of this Court heretofore made.
And that a scire facias issue against the said Timothy to shew cause
(If any he have) why Execution should not issue forth against
him Upon the Judgment aforesaid

p. 754 John Porter }
ag^t }
John Lillingston }
John Whittington }
ag^t }
William Hemsley }

George Parker	}	The defendants by John Rousby their Attorney appeare and Imparle untill next Court:	Liber W. C.
ag ^t			
Solomon Wright	}		
The same			
ag ^t	}		
William Whittacre			
Garret Vansweareingen	}		
ag ^t			
Jonathan Sibrey	}		

William Diggs Esq ^r :	}	The defend ^{ts} by Kenelm Cheseldyn their Attorney appeare and imparle untill next Court
who aswell &c:		
ag ^t	}	
Michael Miller		
Garrett Vansweareingen	}	
ag ^t		
John Edmondson	}	
Thomas Griffin		
ag ^t	}	
Thomas Wynne		
James Congden	}	
ag ^t		
Thomas Cooke	}	

26th June 1683:

The Lord Proprietary	}	The plt this day by Robert Carvile his Attor- ney filed his bill ag ^t the deft one of the Jus- tices of this Court & the defendant by Kenelm Cheseldyn his Attorney appeares & imparles till next Court
ag ^t		
Colt William Burges	}	

John Addison and	}	The plts file their bill ag ^t the defend ^t & the said deft appeares by John Rousby his Attorney & imparles untill next Court:
Marke Cordea		
ag ^t		
Christopher. Rousby	}	

Gerrard Sly who aswell &c.	}	The defts by Charles Boteler their At- torney appeare & imparle untill next Court:
ag ^t		
John King	}	
Michael Yoakely		
ag ^t	}	
Lawrence Knowles		
Vincent Lowe Esq ^r	}	The plt fileth a bill ag ^t y ^e deft being one of y ^e Attorneys of this Court & y ^e deft in his pper pson appeares & imparles untill next Court
ag ^t		
Charles Boteler	}	

Liber W. C. p. 755	Jacob Lookerman ag ^t James Neale Jun ^r John Tyrling ag ^t Thomas Stonestreet	}	}	The defend ^{ts} by George Thompson their At- ney appeare & imparle untill next Court:
	Edward Watkins ag ^t Thomas Clipsham Edward Bryon ag ^t Thomas Baker Bodkins Ex ^{rs} ag ^t Colt William Chandler			
	James Bodkin ag ^t William Chandler Lott Rickard ag ^t Richard Gardiner William Whitehouse ag ^t Richard lLoyd John Hall ag ^t Edward Pye gentl. Henry Phippes ag ^t Timothy Gutteridge Henry Thomas ag ^t Robert Thomas			
	John Edmondson ag ^t Thomas Pattison John Whittington ag ^t George Mathewes			
	John Ashcombe ag ^t John Griggs	}	}	The deft by George Parker his Attorney appeares & imparles untill next Co ^{rt}

Edward Pye gentl	}	}	These two accōns are agreed
ag ^t			
Mathew Nicklus			
Anthony Underwood	}		
ag ^t			
Teage Riggen	}		Unless the defendant appeare next Court the Coroner of Cecill County Amerced
Edward English			
ag ^t			
Andrew Peterson	}		The defendant by Thomas Burford his Attorney appeares and Imparles untill next Provinciaall Court:
John Heathcoate Adm ^r of			
Nathanael Heathcoate			
ag ^t	}		The defend ^t by George Thompson his Attorney appeares & imparles untill the next Provinciaall Court:
Richard Boughton			
Michael Yoakley			
ag ^t	}		The defend ^{ts} by Anthony Underwood their Attor- ney appeare and imparle untill the next Provinciaall Court:
John Blomfeild			
Marke Cordea			
ag ^t	}		The defendants by George Parker their Attorney appeare & imparle untill next Provinciaall Court:
John White			
John Coode			
ag ^t	}		The defendants by George Parker their Attorney appeare & imparle untill next Provinciaall Court:
Gerrard Sly			
Ann Howes Adm ^{rx} of			
William Howes decd	}		The defendants by George Parker their Attorney appeare & imparle untill next Provinciaall Court:
ag ^t			
James Crauford			
Robert Skinner	}		The defendants by George Parker their Attorney appeare & imparle untill next Provinciaall Court:
ag ^t			
John Wright			
John lLewellin	}		Unless the defendant appeare next Court John Cray- croft Coroner of Calvert County Amerced
ag ^t			
Henry Jowles			

Peter Kervan ffrancis Blake & James Bodkin Ex ^{rs} of Dominick Bodkin deceased.	}		The p ^{lts} haveing formerly ob- tained an attachm ^t against the Estate of the said Benjamin Solley deceased for the sume of Thirteen thousand nine hun- dred forty one pounds of to- bacco. to the sheriffe of Charles County directed, And Collon ^{ll} William Chandler sheriffe of the said County haveing returned that by vertue thereof he hath attached of the goods and Chattles of the said Benjamin Solley in the hands
ag ^t			
Lydia Solley Adm ^{rx} of the goods & Chattles of Benjamin Solley deceased			

Liber W. C. of M^r Edward Pye the said sume of Thirteen thousand nine hundred forty one pounds of tobacco as by y^e said writ he was comanded :
Whereupon Itt is Ordered by the Court here this day (to wit) the seaven and Twentyeth day of June in the Eighth yeare of the
 p. 757 Dominion of the Right Hon^{ble} Charles Lord Baltmore &c: Annoq^d Donij One Thousand six hundred eighty three that a scire facias issue out of this Court to y^e sheriffe of Charles County aforesaid to be directed to comand him the said sheriffe by good and Lawfull men &c. to make knowne unto the said Edward Pye that he be and appeare at the next Provincially Court to shew cawse (if any he have) why the said sume of Thirteen thousand nine hundred forty and one pounds of tobacco Tobacco attached in his hands as aforesaid should not be condemned and payd unto the said Executo^{rs} for y^e debt of the said Benjamin Solley decd due to the Estate of the said Dominick Bodkin deceased, According to an Act of Assembly in that case made and provided, And that a Subpoena also issue to the said sheriffe likewise to be directed to comand him to sumon the sd Edward Pye that all Excuses Sett apart he also be and appeare at the next Provincially Court to testify the truth of his Knowledge in the premisses betweene the said plantiffes and Defendant :

Stephen Murty } **Comand** was given to the sheriffe of Charles
 ag^t } County that Whereas Stephen Murty before the
 Charles Quigley } Justices of the Provincially Court held at the City
 of S^t Maries the nine and twentyeth day of March
 Anno Dominj 1683: by the considera^{on} of the same Justices hath recovered against Charles Quigley his posession of all that parcell of land Called the Mill Dam Lyeing in Charles County aforesaid at the head of Wiccocomoco River on the west side of Zachiah Swampe containing ffifty Acres more or less Together with One dwelling house One Kitchen, One Stable, One water Mill house with two Grist mills und^r one Roofe, One store house and one hogg house thereon erected, With other the appurtenances to the s^d dwelling house mill house Mills Land and premisses belonging & appertaining Which Peter Kervan ffrancis Blake and James Bodkin Executo^{rs} of the Last will and Testament of Dominick Bodkin deceased to him the said Demised for a terme not yett past, And the said Charles Quigley the same from the said Stephen Murty had unjustly detained Itt was therefore comanded the said sheriffe that to him y^e said Stephen Murty his posession of all and Singular the land and premisses aforementioned without delay he should cause to be had and given, And in what manner he should Execute that writ he should make Knowne to the Justices here on the six and twentyeth day of June Anno Dominj 1683: aforesaid, On wch said six and twentyeth day of June Coll William Chandler

sheriffe of Charles County aforesaid made returne of the writ aforesaid That by vertue thereof he hath given possession of the said fifty acres of land called the Mill Dam with one Dwelling house one Kitchen, One stable, One Water Mill house with two Grist Mills, One Store house And One hoghouse as by the same writt he was required

Liber W. C.

Liber W. C.

Nathanael Maning } Comand was given to the sheriffe of Calvert
ag^t } County that Whereas Nathanael Maning before
William Harris } the Justices of the provincially Court held at the
City of s^t Maries the third day of Aprill Anno

Donij 1683, in a Cause then and there depending betweene the said Nathanael Maning pft and W^m Harris defendant, the said Plt by the Consideracon of the same Justices Recovered against William Harris his posession of one Messuage and one hundred Acres of land being the middlemost hundred Acres of a parcell of Land Containing Three hundred Acres more or less called the Gore Lyeing in Calvert County aforesaid neare the Clifts, Holden of the Manno^r of Ann Arrundell which John Maning to him the said Nathanael Maning did demise for a terme wch is not yett past, W^{ch} the said William Harris from him the said Nathanael Maning had unjustly detained, Itt was therefore comanded the said sheriffe that to him the said Nathanael Maning his posession of the said One hundred Acres of Land he should Cause to be had and given, And in what manner he should Execute that writt that he should make Knowne to the Justices of the Provinciaall Court wch was to be held here on the six and twentyeth day of June Anno Dominj One thousand six hundred Eighty & three,

On wch six and twentyeth day of June, Henry Jowles gentl
sheriffe of the County aforesaid made returne of the writt afore-
said That by vertue thereof he hath delivered posession of the
premisses therein mentioned unto the said Nathanael Maning as
the same writt requires

Nathanael Maning } Comand was given to the sheriffe of Calvert
ag^t } County that of the goods and Chattles of Wil-
William Harris } liam Harris (If they should be found in his
Baliwick he should Cause to be made the sume

of One thousand One hundred & thirty and two pounds of tobacco
And when he had the same soe made or any part thereof the same
in his custody to keepe soe that he should have the same here the
six and twentyeth day of June in the Eighth yeare of the Dominion
of the Right hon^{ble} Charles Lord Baltmore &c. Ann^y Dominj
1683 to Render unto Nathanaell Maning W^{ch} to him the said
Nathanael att a Provinciaall Court held here the third day of Aprill
Anno Domini 1683 aforesaid was adjudged for his Expences and

Liber W. C. Costs of suite in a certaine accon of Ejectment by the said Nathanael Maning against the said William Harris in the said Court brought (whereof he is convict)

On wch said six and twentyeth day of June in the yeare aforesaid Henry Jowles gentl. sheriffe of the County aforesaid made returne of the writt aforesaid in manner following (Viz

Satisfyed p **Henry Jowles** sher

Henry Laurence & ux Ex ^r	} The plts having by Kenelm Cheseldyn their Attorney obtained an attachment against the goods and Chattles of the Defendant for y ^e Sume of Twenty pounds sterling, and Joshua Doyne
of Henry Hyde deceased	
ag ^t	
Joshua Williamson	

gentl. sheriffe of s^t Maries County (to whome the same was directed) haveing returned that by vertue thereof he hath attached of y^e Estate of the said Joshua Williamson, One bill due from Georg Macall for the sume of Three thousand fifty Eight pounds of tobacco, One bill due from Marmaduke Semme for the sume of seaventeen hundred & thirty pounds of tobacco One bill due from William Roswell for the sume of Two hundred fifty five pounds of tobacco & One order of Court against Garrett Vansweareingen for the Sume of Nineteen hundred Sixty three pounds of tobacco, In all amounting to the sume of Seaven thousand and six pounds of tobacco: Itt is by the Court here ordered that a writt of Scire facias issue to the sheriffe of S^t Maries County to be directed to require him that by good and lawfull men of his Baliwick he make Knowne to the Ex^{rs} or Adm^{rs} of the said George Macall and likewise to the said Marmaduke Semme William Roswell & Garrett Vansweareingen That they be and appeare att the next Provinciaall Court to be held &c. To shew Cause (if any they have) Why they should not pay unto the said Henry Lawrence and ffrancis his wife Executrix as aforesaid the said Seaverall Quantities of Tobacco due as aforesaid, and Attached as aforesaid, and why this Court should not condemne the same, according to an Order of this Court for that purpose made and provided

William Dent	} In Ejectm ^t
ag ^t	
George Hodgeson	

The plt by Thomas Burford his Attorney moved the Court for security for the costs by him in this accon already or hereafter to be Laid out & expended to be repaid him by ye defendant if the said Defendant be Cast therein **Whereupon** came into Court the said George Hodgeson with Thomas Wakefeild of Charles County his surety who undertooke for the said George Hodgeson that if the said George shall happen to be cast in this

accon and doe not not well and truely content satisfy and pay the costs and charges by the said pft therein laid out and Expended to be taxed and allowed of by this Court, That then he the said Thomas Wakefeild will well and truly content Satisfy and pay the same, which Security was accepted by the plts Attorney, And this Cause is continued untill next Provinciaall Court: Liber W. C.

Christopher Baines } In Ejectm^t John Broome Lesso^r

Francis Higham } ^{ag^t} And in the same Cause it is ordered by the consent of Robert Carville Attorney for the plt and Charles Boteler Attorney for Daniel Phillips: that the said Daniel Phillips by Richard Smith Jun^r his Guardian Especially Admitted by the Court here should be admitted defendant And at the tryall to be thereupon had the said Daniel Phillips shall appeare in his proper pson or by his Attorney and shall confess Lease entry & Ejectment or that in default thereof Judgment shall be entered against the said Francis Higham the casuall Ejecto^r but all farther prosecution against him shall Cease untill ye said Daniel Phillips shall make default in any of y^e premisses. And it is further ordered by the Court that the said Daniel Phillips shall not take any advantage of the pft for not prosecuteing upon the tryall occasioned by such Default but that the said Daniel Phillips shall pay to the pft the Costs by this Court to be taxed in this Cause. And it is further Ordered that the Lesso^r to ye plt. shall be Charged with the payment of the costs to the defendant If any be adjudged to him: **Whereupon** a resurvey of the Land Called Stonesby is Ordered in this Cause. to be made by Richard Edelen Deputy surveyo^r with power to the sheriffe to examine witnesses upon Oath &c. And this Cawse is Continued untill the next Provinciaall Court

Andrew Abington } **Comand** was given to y^e sheriffe of S^t Maries p. 760
^{ag^t} } County that he take Matthew Turner If he
Matthew: Turner } should be found in in his baliwick and him safe
 Keepe soe that he should have his body here the
 Six and Twentyeth day of June in the Eighth yeare of the Dominion
 of the Right hon^{ble} Charles Lord Baltemore &c^a Annoq^{ue} Doni.
 1683 to answere unto Andrew Abington of a plea of Trespas of
 the Case

On which said six and twentyeth day of June aforesaid Joshua Doyne gent Sheriffe of S^t Maries County aforesaid made returne of the writ aforesaid That the said Matthew Turner is not to be found within his baliwick **Whereupon** the said Andrew Abington by Anthony Underwood his Attorney prayed an attached might be awarded him against the goods chattles and debts of the said

Liber W. C. Matthew Turner according to an Act of Assembly in that Case made and provided, And it is granted unto him by the Court here

John Wood } **Comand** was given to the sheriffe of S^t Maries
 ag^t } County that he take Joseph Eaton (If he should be
Joseph Eaton } found in his baliwick and him safe keepe soe that
 he should have his body here the thirtyeth day of
 June in the Eighth yeare of the Dominion of the Right hono^{ble}
 Charles Lord Baltemore &c. Annoq^d Doni 1682: to satisfy unto
 John Wood the sume of Nine hundred and two pounds of tobacco
 wch to him the said John by discreession of the Justices of the
 provincially Court held at S^t Maries the sixteenth day of October
 last past was allowed for his expences and Costs of suite for that the
 said Joseph Eaton hath not prosecuted with effect his Certaine
 plaint of Trespas of the Case by him the said Joseph Eaton against
 the said John Wood in the said Court brought (Whereof he is
 convict)

On w^{ch} said Thirtyeth day of June aforesaid Joshua Doyne
 gent sheriffe of s^t Maries County made returne of the writ afore-
 said in manner ffollowing Viz

Satisfyed p Joshua Doyne sher.

Henry Exon } Richard Edmonds otherwise called Richard
 ag^t } Edmonds of Cecill County in the Province
 Richard Edmonds. } of Maryland was sumoned to Answer unto
 Henry Exon of the Citty of s^t Maries Inn-
 hold^r of a plea that he render unto him the full & just sume of ffour
 thousand Eight hundred & eighteen pounds of good sound bright
 Marchantable tobacco in Caske wch to him to oweth and unjustly
 detaineth

And whereupon the said Henry Exon by Nicholas Painter his
 Attorney sayth that Whereas the said Richard Edmonds the one
 and twentyeth day of Octob^r Anno Doni. 1682: by his Certaine
 bill or writeing obligatory sealed with the seale of him y^e said
 Richard and here in Court produced Whose date is the day and
 yeare aforesaid, Did acknowledge himself to owe and stand justly
 indebted unto the said Henry Exon in the said full and just sume
 of ffour thousand eight hundred and Eighteen pounds of good
 sound bright Marchantable Tobacco in Caske, To be paid unto the
 p. 761 said Henry Exon or to [his] Certaine Attorney Ex^{rs} Adm^{rs} or
 Assignes convenient to y^e water side in y^e said County of Cecill Yett
 Notwithstanding the said Richard the said sume of ffour thousand
 Eight hundred and eighteene pounds of tobacco according to the
 said bill or writeing Obligatory though often thereunto requested
 hath not payd, but the same to pay hath Denied and still doth

denye to ye Damage of the s^d Henry Exon of Nine thousand Liber W. C. pounds of tobacco And thereupon he bringeth his suite.

And Now here at this day (to wit) the nine and Twentyeth day of June in the Eighth yeare of the Dominion of the Right Hono^{ble} Charle Lord Baron of Baltmore &c. Annoꝝ Dominj 1683 came the said Henry Exon by his Attorney aforesaid and the said Richard Edmonds in his proper pson And the said Richard consenteth that Judgment pass against him for the aforesaid Sume of ffoure thousand eight hundred & eighteen pounds of tobacco the debt aforesaid Itt is therefore considered by ye Court here that the said Henry Exon recover against the said Richard Edmonds Aswell the aforesaid Sume of ffoure thousand eight hundred and Eighteen pounds of tobacco the debt aforesaid, As also the sume of ffive hundred thirty two pounds of tobacco for Costs of suite, And the said Richard in Mercy &^a

William Harris } **Comand** was given to the Coroner of Kent County
ag^t } That Whereas W^m Harris of the said County of
John Wade } Kent before the Justices of the Provinciaall Court
held at the Citty of S^t Maries the Second day of
March Anno Donij One thousand Six hundred eighty one by the
consideration of the same Justices Recovered against John Wade
his possession of Two hundred and thirty acres of land with the
appurtenances being a parcell of Land Lyeing on the north side of a
Creeke called Swann Creeke, wch the said John Wade from him
the said William Harris had unjustly detained Itt was therefore
comanded the said Coroner that to him the said William Harris
his possession of the said Two hundred and thirty acres of land with
the appurtenances without delay he should Cause to be had and given

And Now here at this day (to wit) the six and twentyeth day of June in the Eighth yeare of the Dominion of the Right hono^{ble} Charles Lord Baltmore &c. Annoꝝ Dominj 1683: Henry Hozier gent^f. Coroner of the County aforesaid made returne of the writt aforesaid That by vertue thereof he hath delivered peaceable and Quiett posession of the above mentioned Two hundred and thirty Acres of Land unto William Harris above named, as by the said writt he was required

James Jones } **Comand** was given to the sheriffe of S^t Maries
ag^t } County that he take Joseph Eaton If he should be
Joseph Eaton } found in his Baliwick and him safe Keepe soe that he
should have his body here the thirtyeth day of June
in the Eighth yeare of the Dominion of the Right hono^{ble} Charles
Lord Baltmore &c. Annoꝝ Dominj 1683 to Satisfy unto James
Jones Aswell the sume of Thirty three shillings ster^f a Certaine
debt for damages recovered against him in the [Court] here on the p. 762

Liber W. C. said thirtyeth day of June Whereof he was convict, As also the sume of Two thousand ninety and two pounds of tobacco for Costs of suite

On which said thirtyeth day of June in the yeare aforesaid Joshua Doyne sheriffe of S^t Maries County aforesaid made returne of the writt aforesaid in manner following Viz

Satisfied: **Joshua Doyne** sheriffe

Lancelott Talbott	}	This accon is continued untill next Court.
ag ^t		
Thomas Vaughan	}	
John Peirce Ex ^r of John	}	By consent of y ^e Attorneys for the plt and Deft this Cause is continued till next Provinciall Court:
Peirce deceased		
ag ^t		
Edward Pye & Ann his		
wife Adx of Benjamin	}	
Rozer Esq ^r decd.		
Joseph Eaton	}	This accon is continued untill next Court:
ag ^t		
Richard Keene	}	
June y ^e 5 th 1683:		

Then allowed to Edward Cooke of Dorchester County for himself and his Man each Tenn dayes Comeing goeing and attendance to testify for Raymond Stapleford plt against Thomas Cooke Defendant at thirty pounds of tobacco p day in all six hundred pounds of tobacco.

Whereas I have thought fitt to grant unto Majo^r Nicholas Sewall & M^r John Darnall a Comission to be Secretarijes of this my Province of Maryland with all the proffits and perquisitts thereunto belonging, And ffor as much as the seaverall Attorneys of the Provinciall Court were formerly used to pay unto the Late Secretary deceased ffor their being Attorneys of y^e same Court Twelve hundred pounds of Tobacco p Annum, I doe hereby require you and every of you to continue the said payment and to pay unto the present Secretaries that now are the same as heretofore you were accustomed to pay unto the said Secretary deceased, Itt being the ord^r of To the seaverall Attorneys }
of the Provinciall Court }

C: Baltmore

June y^e 27th 1683:

The aforegoing writeing being read and heard the same was by the Court here ordered to be recorded, And it is further ordered by the Court that every of the Attorneys of this Court for their being Attorneys here pay unto the Secretaries for the time being the sume of Twelve hundred pounds of tobacco p Annum And that

the first payment to be payd to Nicholas Sewall & John Darnall Liber W. C.
Esq^r Comence from the time of the date of their Comission

To the hono^{ble} his Lopps Justices of the Prov^{all} Court in Court sitting p. 763

The humble peti^{on} of John Griffin Serv^t to Leonard Green of
S^t Maryes County

Humbly sheweth unto Yo^r hono^{rs}

That your pet^r hath ffaithfully served the said Leonard Green for
the terme of seaven yeares w^{ch} expired the tenth day of October last
past Notwithstanding w^{ch} service the said Leonard denyes your Peti-
^{on}er his freedome

Your peti^{on}er therefore humbly prayes yo^r Hono^{rs} to free
him from his Servitude aforesaid

And yo^r peticon^r shall pray &c^a

July y^e 3^d 1683:

The aforegoeing Peti^{on} being read & heard & the said Leonard
Greene making Oath in Court that the said John Griffin in the
time of his servitude ran away and absented himself from the
service of the said Leonard thirty Seaven dayes, Itt is by the Court
here ordered that the said John Griffith Serve the said Leonard
Green for runing away as aforesaid Three hundred and seaventy
dayes, to comence from the expira^{on} of his time of servitude for
w^{ch} he was first adjudged, According to an Act of Assembly in
that Case made and provided

To the hono^{ble} Justices of his Lopps Provincia^l Court Sitting

The humble peti^{on} of George Parker one of y^e Attorneys
belonging to his Lopps said Court:

Sheweth

That Whereas It hath pleased God to visit yo^r peticoner with
sickness, Soe that he is not able to tend at this Hono^{ble} Court as he
well Knowes he is in duty bound

Therefore he humbly prayes that all such ac^{ons} now
depending in the said Court before Yo^r hono^{rs} both in Law
& equity may be continued, Soe that yo^r Peti^{on}ers Clients
may not be damnified by reason of his absence being
hindered by the hand of God to the which he must submit,
And he as in duty bound shall pray.

June y^e 27th 1683:

Geo: Parker:

The aforegoeing Peti^{on} being read & heard It is ordered by the
Court that all Causes wherein George Parker is Attorney for Plt
and defend^t Either in Law or Equity be continued untill next
Provincia^l Court

George Hodgeson sumoned to Testify for James Yore ats Stephen
Murty is allowed for his Comeing going and attendance for One

Liber W. C. and twenty dayes at thirty pounds of tobacco p day the sume of Six hundred and thirty pounds of Tobacco :

To the hono^{ble} the Justices of the Provinciaall Court

The humble peti^{on} of Cornelius Denovan one of the Executo^{rs} of the Last will and Testament of Darby Dunevan late of S^t Maries County deceased

Humbly Sheweth

That Whereas Yo^r peti^{on}er was in the life time of y^e said Darby Denavan a serv^t unto him the said Darby Who upon makeing of his said Last will & testament in writeing Sealed with the seale of the said Darby, Did by the said Last will & Testament make ordaine and appoint One Dennis Hurley and yo^r Pet^r by ye name of Cornelius Denevan with one Peirce Walley Ex^{rs} of his the Said Darbys Last will and Testament, By vertue of w^{ch} will & Execut^rshipp yo^r peti^{on}er (with Submission to this hono^{ble} Court) conceives he ought of right to be sett ffree from his aforesaid Service, And that he Ought to be mentioned in the Appraisement of the said Darbys Estate as any part thereof, but that he to all intents a ffreeman and stand in the same state and Condition with the other two Executo^{rs} of the said Will and Testament

The p^rmisses considered Yo^r Peti^{on}er humbly prayes yo^r hono^{rs} to take the same into your consideracon and to Discharge yo^r Peti^{on}er from his service aforesaid That thereby he may be and stand in the same state and condition with the other two Executo^{rs} of the said Last will and Testament

And yo^r peti^{on}er as in duty bound shall Ever pray: &c.

Which peti^{on} being read and heard this day to wit the nine and Twentyeth day of June in the Eighth yeare of ye Dominion of the Right hono^{ble} Charles Lord Baltemore &c. Annoq^{ue} Donij 1683: Itt is the Judgment of the Court here that the Peti^{on}er is a ffreeman he being named one of the Executo^{rs} in the will aforesaid, And he is therefore by the Court here Discharged from his Service aforesaid

July 4th 1683:

Then allowed to Matthew Wood for the comeing goeing and attendance of himself and Joane his wife to testify for Richard Houghton against W^m Thomas each Eleaven dayes att thirty pounds of tobacco p diem in all Six hundred and sixty pounds of tobacco:

Eod: Die:

Allowed to Thomas Pattison of Dorchest^r County for comeing goeing and attendance to testify for John Hungerford ats John Richardson for twelve dayes att thirty pounds of tobacco p day in all Three hundred & Sixty pounds of tobacco:

To his Lopps Justices of the Provinciall Court
The humble petiçon of John Hough:

Liber W. C.

Most humbly sheweth

Unto your Hono^{rs} that your petiçoner hath served his due accustomed time of servitude as may appeare by an Indenture bearing date the sixth day of May 1679 unto M^r Marke Cordea, And the said Marke Cordea refuses to discharge him and alleadges that your petiçoner was absent out of his Service the space of fifteen dayes w^{ch} your petiçoner was constrained to by reason of his hard Servitude then under the command of James Lewis late of this Province Otherwise your petiçoner was in danger of his life what for want of ffood and badd usage, Therefore your petiçoner humbly prayes Your Hono^r will take it into consideration & grant him redress in this his very great extremity And yo^r Peticoner as in duty bound shall Ever pray:

July y^e 2^d 1683|

The aforegoeing Marke Cordea after the reading of the above peticon being p^rsent in Court made Oath that the above named John Hough in the time of his Servitude, with him the said Marke rann away and absented himself from y^e service of y^e said Marke One & twenty dayes Whereupon itt is by the Court ordered that the said John Hough serve the said Marke for y^e said one and twenty dayes runing away Two hundred & Tenn dayes According to an Act of Assembly in that case made

Henry Mitchell of Calvert County being Sumoned to serve upon the grand Jury and not appearing when Called is ffyned unto his Lordsp^p the Lord Prop^{ry} the sume of ffive hundred pounds of tobacco according to an act of Assembly in that Case made and provided: p. 764

Samuel Hatton of Talbott County appearing not upon the grand Jury when called though Sumoned by the sheriffe of the same County is fyned unto his Lopp the Lord Proprietary the sume of ffive hundred pounds of tobacco according to an act of Assembly in that Case made and provided

June y^e 26th 1683|

Itt is Ordered by the Court that every the Attorneys of this Court that are to appeare for any defendant in any Cause in this Court depending or hereafter to be depending Enter their appearance for such defendant with the Clerke of this Court before the sitting of the Court the Second day of every Court And that every Attorney of this Court that refuses to enter their appearance as aforesaid shall for his default therein pay unto his Lopp the Lord Proprietarij for a fyne the sume of One thousand pounds of to-

Liber W. C. bacco to be Leavyed of his Goods & Chattles Lands & Tenements to his said Loppes use.

Nicholas Hackett of Talbott County and Edward Cooke of Dorchester County being sumoned to serve upon the grand Jury and not appeareing when Called was each of them ffyned ffive hundred pounds of tobacco to be leavyed of their goods and Chattles Lands and Tenements to his said Loppes use.

Eod Die

John Charles of st Maries County came into Court and humbly prayed to be admitted to sue in fforma pauperis M^r Marke Cordea of y^e same County. And the said John making Oath in Court that he is not in all y^e world worth ffive pounds Sterling according to the fforme of the Statute &c. The Said John Charles is by the Court here admitted in forma paupores & Thomas Burford and Kenelm Cheseldyn gentl Attorneys of this Court are by the Court here Assigned him for Councill

Eod Die:

William Smithson gentl sheriffe of Dorchest^r County haveing returned Cepi corpus in a Cause here depending betweene John Richardson plt and John Alford deft: and the said John Alford being at st Maries and the said W^m Smithson refusing to bring him into Court (The said John Richardson demanding Speciall bayle.) And it being proved by the oathes of Edward Sweatnam and Elias King that the said William Smithson was seaverall times in Company wth the said John Alford at st Maries aforesaid, And the said Smithson when he was Demanded to bring hither the body of the said John Hungerford giveing ill language to this Court. Is comitted into the custody of the sheriffe of st Maries County for his abuses aforementioned untill farther order from this Court

Afterwards to wit the Eight and twentyeth day of June in the Yeare afores^d the said William Smithson being brought into Court by the sheriffe of st Maries County Security is demanded of him for his good abearance & appeareance the the next Provinciaall Court

Whereupon Came into Court the said William Smithson with Thomas Pattison and Jacob Lockerman of st Maries County his
 p. 765 suretyes And the said William Smithson acknowledged himself to owe and stand justly indebted unto his Lopp the Lord Prop^{ry} in the sume of Twenty pounds Sterling The said Thomas Pattison in the sume of Tenn pounds Sterl: and the said Jacob Lockerman in the sume of tenn pounds Sterling to be Leavyed of their goods and Chattles Lands and Tenements Lands & Tenements to his said Loppes use, If the said William Smithson shall not come and make his personall appeareance at the next Prov^l Court And in the meane

time be of good abearance aswell towards his said Lordshipp the Lord Proprietary as to all other the good people of this Province. Liber W. C.

June y^e 29th 1683|

In a Cawse depending betweene the Right hono^{ble} the Lord Prop^{ry} p^{ft} and Collon^{ll} William Burges defendant Itt is ordered that y^e Accompt of Collon^{ll} Tailler Sworne to before his Lopp to be due from Robert ffrancklin late sheriffe of Ann Arrundell County (ffor whome the said Colt Burges was security for his due performance of his office of sheriffe of y^e said County) be fyled with the Clerk of this Court within Six weekes after the date hereof that the said Collon^{ll} Burges may have a Coppy thereof and be ready to come to tryall in this Cause the next Court|

Eod. Die

John Grey and Theophilus Hackett of Ann Arrundell County and Thomas Howe of Calvert County being summoned to serve upon the Petty Jury and not appeareing when called are each of them fyned to his Lopp the Lord Prop^{ry} the sume of ffive hundred pounds of Tobacco To be Leavyed of their Goods and Chattles Lands and Tenements to his said Loppes use :

Eo: Die

John Craycroft Coron^r of Calvert County comeing hither to attend this Court and dureing his stay here being taken by the sheriffe of s^t Maries County by vertue of a writt issued out of the said County Court, The said John Craycroft is by this Court sett at large & y^e said writ quashed, And the said Craycroft to be free from arrest for two dayes after the end of this Court Itt being time allowed him to Travail to his habita^{on} in Calvert County and noe Longer, & that y^e bayle bond by him given to y^e sheriffe be delivered up

Eo: Die

Raymond Stapleford of Dorchester County being sumoned to serve upon the petty Jury and not appearing when Called is fyned to his Lopp the Lord Prop^{ry} the sume of ffive hundred pounds of tobacco to be Leavyed of his goods and Chattles Lands and Tene-ments to his said Loppes use.

Eo: Die

Henry Francklin sonn and heire of Henry ffrancklin late of Charles County deceased came into Court and chooseth for his Guardian his Brother in Law Richard Williams of y^e same County Who is admitted as Guardian to the said Henry by the Court here|

Liber W. C. Eod Die

p. 766 Allowed to M^r Clement Hill of st Maries County for comeing
goeing & attendance to Testify for Stephen Murty against Richard
Royston In all Six dayes at thirty pounds. of Tobacco p day One
hundred and Eighty pounds of tobacco

Thomas Pemberton & John	} This ac ^o n being for Two hundred pounds Sterling and the sheriffe of St Maries County haveing returned Cepi Corpus The plts by Kenelm Chesel- dyn their Attorney move the Court
Walls	
ag ^t	
James Mills	

here for speciall bayle to the said ac^on And it is granted unto them.
Whereupon came into Court the said James Mills with James
Phillips and George smith of Baltemore County his Suretyes Who
undertooke for the said James Mills in the said sume of Two hun-
dred pounds sterling and also for y^e costs of this ac^on by this
Court to be taxed That if the said James Mills be Cast therein and
Doe not pay the condemnation thereupon or render himself to the
prisson of the sheriffe of s^t Maries County for y^e same That then
they the said James Phillips and George smith will well and truely
pay the same Which security was accepted of by the Court here and
the Attorney of the said plts being p^rsent in Court

Eod Die:

James Bowling of S^t Maries County gent^l being p^rsent in Court
acknowledged to have received full satisfaccon of Thomas Gerrard
of the same County gent^l Attorney of Cap^t Gerrard Sly for Two
Judgments obtained by him the said Bowling against the said Sly
the nineteenth day of October Last past for Thirty six thousand
Six hundred and thirteen pounds of tobacco a Certaine Debt for
damages, & Two thousand three hundred twenty three pounds of
tobacco Costs of suite one Judgment. and the other obtained the
seaventeenth day of the same October for the sume of Six thousand
Two hundred forty pounds of tobacco Damages and Costs of suite

Eod Die

Justinian Gerrard of S^t Maries County being p^rsent in Court
acknowledged to have received full satisfaccon for one Judgment by
him obtained against Capt Gerrard Sly the Seaventeenth day of
Octob^r Last past for the sume of Nineteene hundred and twenty
pounds of Tobacco Damages and Two thousand and three pounds of
Tobacco for Costs of suite

Eod Die

Came into Court Edmund Dennis of s^t Maries County and
acknowledged to have received of Cap^t Gerrard Sly full satisfaccon

for a Judgment obtained by the said Dennis ag^t the said Sly the Eighteenth day of Novemb^r Anno Dominj 1681 for Three thousand pounds of tobacco Damages and Three thousand foure hundred sixty Six pounds of Tobacco for Costs of suite Liber W. C.

June y^e 30th 1683:

Then allowed to Samuel Cooper of Somersett County for his comeing goeing & Attendance to Testify for William Coleborne against John Kirke in all thirteen dayes w^{ch} at thirty pounds of tobacco p day amounts unto the sume of ffoure hundred & Ninety pounds of Tobacco.

June y^e 30th 1683|

p. 767

Then allowed to M^r George Lingham of Calvert County for comeing goeing and attendance to testify for William Colebourne against John Kirke In all Eleaven dayes att thirty pounds of tobacco p day Three hundred and thirty pounds of tobacco:

Eod Die

Then allowed to James Ellis of S^t Maryes County for comeing goeing & Attendance to testify for William Colebourne ag^t John Kirke In all nine dayes at thirty pounds of tobacco p day two hundred and Seaventy pounds of tobacco:

Eod Die

Allowed to James Banister Thomas Pyner and Samuel Browne for comeing goeing and attendance to testify for James ffugate ag^t George Wells each fourteen dayes wch at thirty pounds of Tobacco p diem amounts to for each of them the sume of ffoure hundred and twenty pounds of Tobacco:

Eod. Die:

Allowed to George Guest of Charles County for comeing goeing and attendance to testify for Richard Haughton against William Thomas for fourteen dayes att thirty pounds of tobacco p diem the sume of foure hundred and twenty pounds of Tobacco:

James Congden	} This ac ^{on} being for the sume of two and twenty pounds sterling and Jacob Lockerman of Dorchest ^r County Chirurgion being Speciall bayle Last Court for the defendant therein, and Judgment having this Court passed against the said Defendant in this ac ^{on} for the sd sume of Two and Twenty pounds Sterling Debt and Costs of Suite, The said Jacob Lockerman brought into Court the said Thomas Cooke Who rendered himself to the prisson of the sheriffe of st Maries County in Execution for the debt and Costs aforesaid
ag ^t Thomas Cooke	

Liber W. C. Whereupon the said Jacob Lockerman is discharged & indemnified from his being speciall bayle as aforesaid, And the said Thomas Cooke ordered to remaine in the Custody of the said sheriffe of s^t Maries County in Execution for the debt and Costs of suite aforesaid untill he give good & sufficient security well and truly to Content satisfy and pay the same,

Whereupon Came the said Thomas Cooke with William Smithson & Edward Cooke of Dorchest^r County aforesaid Who undertooke for y^e said Thomas Cooke that if the said Thomas Doe not forthwith pay and satisfy to the said James Congden the debt and Costs of suite aforesaid that they the said Edward & William will well and truly Content and Satisfy the same, Wch security was accepted of by the Court here & the said Thomas Cooke is discharged from the Custody of the sheriffe of st Maries County

Eod Die

Allowed to Thomas Joce of Kent County for comeing goeing and attendance to testify for James Ringold against Michael Miller thirteen dayes att thirty pounds of tobacco p day in all ffoure hundred and ninety pounds of tobacco :

p. 768

July y^e 3^d 1683:

Then allowed to William Smithson and Edward Cooke for comeing goeing and attendance to testify for Daniel Lopdell ag^t Thomas Cooke each one day Thirty pounds of Tobacco p each of them

Eod die

Allowed to Majo^r William Coursey for comeing goeing and attendance to testify for ffrancis Anktil against Ralph Elston Three and twenty dayes at thirty pounds of tobacco p day The sume of Six hundred and ninety pounds of Tobacco: to be paid by the said Anktil

Eod: Die

Allowed to Cap^t William Hemsley for comeing goeing and attendance to testify for ffrancis Anktil ag^t Ralph Elston Twelve dayes att thirty pounds of Tobacco p day the sume of Three hundred and Sixty pounds of tobacco To be payd by the said Anktil

Eod Die

Allowed to Samuel Hatton of Talbot County for comeing goeing & attendance to testify for Thomas ffisher Adm^r of Richard Atkins ag^t Nicholas Hackett Eleaven dayes at thirty pounds of tobacco p day the sume of Three hundred & three pounds of tobacco :

Eo. die

Liber W. C.

Ordered by the Court that the second day after the end of every Provinciall the Attorneys of this Court attend the Secretary or Secretaryes for the time being for taxing of Costs upon all such Judgments as shall be obtained in this Court. And that both the Attorneys for the p^lt and defendant be then and there present to make exceptions thereto if occasion be.

Eod Die

Allowed to John Woodward for coming going and attendance to testify for John ILewellin against George Thompson five dayes att thirty pounds of tobacco p day One hundred and fifty pounds of tobacco.

Eod Die

Allowed to Richard Royston of Talbott County for coming going and attendance to testify for Thomas Cooke ats James Congden fourteene dayes att thirty pounds of Tobacco p day ffoure hundred and twenty pounds of Tobacco :

Eod Die

Allowed to Edward Cooke of Dorchest^r County for coming going and attendance to tesfy for Thomas Cooke against James Congden ffourteen dayes att thirty p^{ds} of tobacco p day ffoure hundred and twenty pounds of Tobacco :

Eod Die

Allowed to Peter Lowder and John Robins of Talbott County for coming going & attendance to testify for John Quann against Richard Holland & Hannah his wife in all fourteen dayes a peice W^{ch} at thirty pounds of tobacco p day amount to for each of them the sume of ffoure hundred & twenty pounds of tobacco :

Eod Die

Allowed to John Benson for Coming going And attendance to testify for James Mills against Thomas Pemberton Marcht and John Walls Marrin^r in all Twelve dayes Which at thirty pounds of tobacco p day amounts unto the sume of Three hundred and sixty pounds of Tobacco

The acco^t of Majo^r William Boareman ag^t Joseph Tilley Jld p. 769
s^t Maries County ss:

To my ffees for 435 dayes Imprisonment Viz from y ^e 21 th day of ffebruary i68i to the third day of May Anno i682 att 20 ^h tob ^o p day is.....	} } }	fi To ^b : 8700
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Liber W. C. Charles absolute Lord and Prop^{ry} of the provinces of Maryland and Avalon Lord Baron of Baltemore &c. To the sheriffe of Calvert County greeting Wee comand you that of the goods and Chattles of Joseph Tilley If they shall be found in your baliwick you cawse to be made the sume of Eight thousand seaven hundred pounds of tobacco due upon the above accompt to Maj^r William Boareman late high sheriffe of St Maries County according to a late Act of Assembly for Officers fees, And when you have the same soe made or any part thereof returne the same to the Justices of our next Provinciaall Court to be held at the house of Jo^{hn} Larkins at the Ridge in Ann Arrundell County on the Last Tuesday in October next to render unto the aforesaid W^m Boareman Hereof faile not at your perill and have you there this writt signed

Henry Darnall

The above accompt was sworne to by Majo^r William Boareman this seaventh day of July 1683:

Before me **Henry Darnall**

Octob^r y^e 30th 1683:

Henry Jowles gentl sheriffe of Calvert County made returne of y^e writ aforesaid in manner following, Viz

By vertue of this writt I have Executed the goods following as this writt requires,

Henry Jowles sher li tob:

6 Turkey worke chairs: 300—	2 Feather bedds 1200....	1500
i green sett Rugg 150: i sett green Curtains & Vallens 200		350
2 Bedsteads & two tables.....		650
9 puter Candlesticks i Salt one pye plate.....		150
i pre of brass And Irons & Tongs & fire shovell & Bellows		300
i puter standish 20: i pr And Irons & Braces 100.....		120
i puter still & leaden bottome 150: i Dripping pann 40....		190
i Warming pan 40. one Iron Chaphing dish 5.....		45
i Green Carpett 60: one paire of Iron Racks. 40.....		100
2 Iron potts. 300 Three old Chests 300.....		600
i Chest of Drawers.....		100
one paire of brass scales & weights.....		030
One hogg		400
ffoure Cowes Three Calves & one yearling and a Bull.....		3100

7635

The above mentioned goods and Chattles are appraised to the full worth according to the best of our knowledges

upon our Oathes As Witness our hands and seales This 20th
Day of Octob^r Anno 1683:

Liber W. C.

James Dossey (sealed)
his
John **H** Leach (sealed)
marke

James Mills } 30th March 1863:
ag^t } This accon being for Two hundred pounds
Thomas Pemberton } sterling and the sheriffe of Som^rsett County
haveing returned a cepi Cepi corpus, and have-
ing y^e body of the defendant here in Co^rt the plt by Robert Carville
his Attorney moved for speciall bayle and it is granted unto him
Whereupon came into Court the said Thomas Pemberton with
Jn^o Addison of st Maries County his Surety who undertooke for
the said Thomas Pemberton that if he the said Thomas Pemberton
shall be cast in this Suite and doe not pay the condemnation there-
upon or render his body to the prisson of the sheriffe of st Maries
County in Execution for the same That then he the said Jn^o Addi-
son will well and truly content satisfy and pay the same, Weh
security was accepted of by the Court here and likewise by y^e said
James Mills and his Attorney being both present in Court: and
this accon is Continued till next Court

p. 770

James Mills } Eod die
ag^t } This accon being for two hundred pounds Sterl. and
John Walls } the sheriffe of Som^rsett County haveing returned Cepi
corpus and haveing the body of the Defendant here
in Court The plt by his Attorney moved for speciall bayle And it is
granted unto him Whereupon came into Court the said John Walls
with John Addison of st Maries County his Surety Who under-
tooke for the said John Walls that if he the said John Walls shall
be Cast in this accon and doe not pay the condemnation thereupon
or rend^r his body to the prisson of the sheriffe of S^t Maries County
in Execution for the same That then he the said John Addison
will well and truly content Satisfy and pay the same, Which Security
was accepted of by the Court here And likewise by the said James
Mills and his Attorney being both present in Court, And this accon
is continued till next Court

James Mills } Eod die
ag^t } This being an accon of Trespass of y^e case And the
John Walls } plt haveing declared that the defendant stands in-
debted to him by acco^t the sume of ffive thousand

Liber W. C. Eighty foure pounds of tobacco and ffoure pounds eighteen shillings Seaven pence sterling, And the said defendant being a fforeigner, The said James Mills by Robert Carville his Attorney moved for speciall bayle wch is granted unto him by the Court here, Whereupon came into Court the said John Walls with John Addison of st Maries County his surety Who undertooke for the said John Walls that if he the said John Walls shall be Cast in this accon and doe not pay the condemnation thereupon or rend^r his body to the prisson of the sheriffe of S^t Maries County in Execution for the same That then he the said John Addison will well and truly content Satisfy and pay y^e same, W^{ch} Security was accepted Of by the Court here And likewise by the said James Mills and his Attorney being both p^rsent in Court, And this accon is Continued till next Court

James Mills	}	Eod Die
ag ^t		
John Walls	}	The defendant in this accon being sumoned to answer
		to the p ^{lt} of a plea that he rend ^r to him his reasonable account for the time he was the Bailiffe of y ^e said p ^{lt}

w^{ch} to him to render he ought, and y^e said deft being now ready to depart out of this Province the p^{lt} by his Attorney moved for speciall bayle, wch is granted unto him, Whereupon came into Court the said John Walls with John Addison of s^t Maries County his Surety who undertooke for y^e said John Walls that if he the said Jn^o Walls shall be Cast in this suite and doe not satisfy and pay the condemnation thereupon or render his body to the prisson of the sheriffe of st Maries County in Execution for the same that then he the said John Addison will well and truly content satisfy and pay the same Which security was accepted of by the Court here And also by the said James Mills and his Attorney aforesaid being both present in Court, & this accon is continued till next Co^t

p. 771	}	In Ejectm ^t Thomas Padgett Lesso ^r
Marke Tulley		
ag ^t	}	
Hugh Ellis		And in the same Cawse it was ordered by the consent of Charles Boteler Attorney for the p ^{lt} and George Parker Attorney for Thomas Padgett That the said Thomas Padgett should be admitted defendant, & that he forthwith appeare & receive a Declaracon & plead to it the Generall issue, & at the tryall to be thereupon had the said Thomas Padgett shall appeare in his prop person or by his Attorney & shall confesse lease Entry & Ejectm ^t or that in default thereof Judgment shall be entered against the said defend ^t Hugh Ellis the Casuall Ejecto ^r , but all further prosecution against him him shall cease untill the said Thomas Padgett shall make default in any of the p ^r misses, And it is further order by the Court by the consent afores ^d That the said Thomas

Padgett shall not take advantage against the p^lt for not prosecuting upon the tryall occasioned by such default but that y^e said Thomas Padgett shall pay to the p^lt the costs by this Court to be taxed in this Cause, And it is ffurther ordered that the Lesso^r to the p^lt shall be Charged with the payment of the Costs to y^e de^ft. if any be adjudged to him, And this Cawse is continued untill next Provinciall Court:

Liber W. C.

The Court is adjourned untill the Second day of October next

July y^e 12th Anno 1683:

Then was the Provinciall Court by order from his Lopp and Councill adjourned by his Lopps writ of Adjournm^t from the Second day of October abovesaid untill the Thirtyeth day of October next Ensueing To be held at the house of John Larkin at the Ridge in Ann Arrundell County

And On the said Thirtyeth day of October the said Provinciall Court was by his Lopps other writ of Adjournment ffurther adjourned untill the ffifth day of November then next ffollowing To be held att the house of John Larkin aforesaid

TABLE OF CASES

- Aldred, Samll, *ats.* Edward Pye, 438.
- Abbingdon, Andrew, *v.* George Oldfeild, 27, 49, 76.
- Abbot, George, *v.* Philip Jordan, 340, 372.
ats. William Leedes, 215, 324-325, 362.
- Abington, Andrew, *v.* Matthew Turner, 449-450.
- Abington, John, *v.* William Kidd, 30, 47, 75.
v. Thomas Truman, 30, 51, 112, 340, 373.
- Abington, Thomas, *ats.* Emanuell Ratliffe, 63.
- Actton, Philip, *ats.* Nicholas Mace, 211.
- Addison, John, Cordea, Marke, & *v.* Christopher Rousby, 19-26, 443; see also *Archives*, LXIX, 172
- Alford, John, *ats.* John Edmondson, 212.
ats. Thomas fisher, adr. Richard Adkins, 212.
ats. John Richardson, 439.
ats. John Richardson, 439, 440, 456.
- Allen, Samuel, *v.* Michael Bassey (Bacey), 106, 161-162.
v. Gurney Crowe, 52, 78, 151-153.
ats. Henry Johnson, 178, 188, 290-291, 327, 371.
- Alvey, Ann, Mrs. Pope, admr. Pope Alvey, *v.* George Oldfeild, 59-60.
- Archer, Peter, *ats.* William Rawles, 178.
- Ashcombe, John, *v.* John Griggs, 444.
- Atkey, John, *v.* John Edmondson, 333, 372.
ats. Joseph Eaton, 215, 363, 375.
- Atkins, Richard, *v.* Nicholas Hackett, 327.
- Atwood, Richard, *v.* Marke Cordea, 39.
ats. Marke Cordea, 28, 49, 76; see also *Archives* LXIX, 187-189.
- Bailey, Ambrose, *ats.* Francis Maude, 8-9.
- Bailey, Richard, *v.* William Rawles, 330, 372.
- Baines, Christopher, *v.* Francis Higham, 449.
- [Baker, ——— Neck,] ux., extrx. John Neck, Baker, Abraham, & *ats.* Michael Miller, 214, 328.
- Baker, Abraham, & Baker, [(———) Neck], ux., extrx. John Neck, *ats.* Michael Miller, 214, 328.
- Baker, John, *v.* Daniel Carneal (Carnell), 79, 156-157.
v. Nicholas Hackett, 439.
v. Vincent Lowe, 38.
v. Vincent Lowe, 38.
v. George Oldfeild, 176.
ats. Philip Calvert & Jane [(Sewell) Calvert], ux., 189, 207.
ats. Nicholas Maniere, 29, 51, 86-89.
- Baker, Roger, *v.* Margaret (Gittings) Staggs, extrx. John Gittings, 62-63.
- Baker, Thomas, *ats.* Edward Bryon, 444.
- Baltimore, Charles, Lord, & Rozer, Benjamin, exr. *v.* Thomas Jones, 4-5.
- Banks, Thomas, admr. George Beckwith, *v.* Robert Bryant, 333.
- Barnes, Ambrose, *v.* William Coursey, 338.
Taylor, Michael, & *v.* Wm. Coursey, 374.
- Barnes, John, *v.* James Knowell, 212.
v. Edward Newton, admr. Thomas Newton, 29, 49, 76.
- ats.* William Drope & Thomas Ellis, 52, 97-98.
- Bassey (Bacey), Michael, *ats.* Samuel Allen, 106, 161-162.
- Bathurst, Charles *v.* George Curwin, 371.
- Beam, John, *v.* John Bird & Elizabeth [(———) Lewis Bird], his wife, extrx. Henry Lewis, 6-7, 61.
ats. Priscilla Holland, admr. Jame Holland, 215, 330.
- Beacroft, John, *v.* John Watson, & Jane [Williams Watson], ux., admr. William Williams, 340; see also *supra*, 93-94.
v. Jane Williams, admx William Williams, 37, 50, 93-94; see also *Archives* LXVIII, 198-199.
- Beacroft, Stephen, & Buckeridge, Edmond, *v.* Richard Sweatnam, 388-399.
- Beech, Elias, *ats.* Robert Carville, 211.
- Bell, Barbara, *v.* Wm. Hemsley, 338, 374.
- Benjor, Robert, *ats.* David Jones & [Anne (———) Jones] ux., 37, 51, 112.
- Bennet, George, *v.* Marke Cordea, 190.
- Bennett, John, *ats.* Andrew Tennihill, 27, 47, 75, 176.
- Berry, William, *ats.* Robert Carville, 52.
- Beston, George, *ats.* Joseph Edloe, 27, 49, 76.
- [Bird,] Eliza [(———) Lewis], his wife, extrx. Henry Lewis, Bird, John, & *ats.* John Beam, 5-6, 61.
- Bird, John, *v.* William Wadekar, 330, 428.
- Bird, John, & [Bird,] Eliza [(———) Lewis], his wife, extrx. Henry Lewis, *ats.* John Beam, 5-6, 61.
- Blake, Thomas, *v.* Stephen Gary, 439.
- Blackiston, Nehemiah, *v.* William Harper, 28, 48, 76.
v. Henry Mitchell, 439.
- Bland, Thomas, *v.* Richard Hill, xii, 9-12.
- Blangey, Lewis, c. Francis Catterson, 52, 95-96.
ats. George Parker, 189, 211.
- Blangey, Lewis, & [Blangey, Mary (———) Bennett] ux., extrx. Desborough Bennett, *v.* Thomas Harris, 370; see also *Archives* LXIX, 296-300.
- [Blangey, Mary (———) Bennett,] ux., extrx. Desborough Bennett, Blangey, Lewis, & *v.* Thos. Harris, 370; see also *Archives* LXIX, 296-300.
- Blomfeild, John, *ats.* Marke Cordea, 79, 164; see also *Archives* LXVIII, 208.
ats. Michael Yoakely, 445.
- Boareman, William, *v.* Thomas Griffen, 212.
v. Thomas Wynne, 212.
ats. Gerrard Slye, 64, 77, 173, 187, 254, 306-307.
ats. Gerrard Slye, admr. Richd. Chillman, 409.
- Bodkin, James, *v.* William Chandler, 444.
v. Thomas Marshall, 337.
- Bodkin's Executors *v.* Col. William Chandler, 444.
v. Thomas Marshall, 336-337.
v. Thomas Marshall, admr. Samuel Raspin, 336.

- Bodkin's Executors *v.* Edward Pye, & [Anne (Sewall) Rozer Pye,] ux., admr. Benjamin Rozer, 331, 372.
v. Edward Pye, & Anne [(Sewall) Rozer Pye,] ux., admr. Benjamin Rozer, 331, 372.
v. Lydia Solley, extr. Benjamin Solley, 335-336, 445-446.
 Bonner, Henry, *ats.* Justinian Gerrard, 60-61.
ats. James Rumsey, 61.
 Boteler, Charles, *ats.* Vincent Lowe, 443.
 Boughton, Richard, *ats.* John Hamilton, 189, 210.
 Boullay, James, *v.* Henry Staples, 438.
 Bowdle, Thomas, *ats.* Maren Duvall, 36, 50, 112, 145-146, 173, 210, 296-302.
 Bowdler, Marmaduke, *v.* Samuel Tovey, 214, 347-348.
 Bowling, James, *v.* Gerrard Slye, xii, 177, 188, 270-274, 367-368, 458.
v. Gerrard Slye, 177, 188, 268-270, 368, 458.
 Bowman, John, *v.* Robert Mason, 189, 274.
 Bowman, Thomas, *v.* Stephen Gary, 27, 49, 71-72, 105, 114.
 Braday, John, *v.* Jno Richardson, 62, 79, 158-160, 169, 170, 192-193.
 [Brent,] Ann [(Calvert) Brooke,] ux., extr. Baker Brooke, Brent, Henry, & *v.* Kenelm Cheseldyn, exr. John Jones, 157-158.
v. George Holland, 79, 176.
v. George Holland, 79, 176.
v. John Manley, 113, 197.
v. Michael Miller, 189.
v. Henry Parker, 79, 176.
v. Henry Parker, Jno Edmondson, & John Stanley, 79, 178.
v. James Stavelly, 177, 187, 290.
v. Edward Sweatnam, 189.
v. George Yate, 79, 176.
 Brent, Henry, *v.* Paul Innis [?], 211.
v. Thomas Vaughan, 346, 432-433.
 Brent, Henry, & Ann [(Calvert) Brooke,] ux., extr. Baker Brooke, *v.* Kenelm Cheseldyn, exr. John Jones, 157-158.
v. George Holland, 79, 176.
v. George Holland, 79, 176.
v. George Holland, 79, 176.
v. John Manley, 113, 197.
v. Michael Miller, 189.
v. Henry Parker, 77.
v. Henry Parker, Jno Edmondson, & John Stanley, 79, 178.
v. James Stavelly, 177, 187, 290.
v. Edward Sweatnam, 189.
v. George Yate, 79, 176.
 Brice, William, *v.* John Richardson, 30-31, 49.
 Brooke, Roger, *v.* Susanna Keene, relict of Edward Keene, 29, 49, 77, 173, 187, 239-246.
ats. Samuel Groome, 78.
 Broome (Brome), John, *v.* Thomas Cosden, 177, 187, 210.
ats. Thomas Tasker, 27, 48, 77, 141.
 Browne, David, *v.* Henry Smith, 29, 51, 52, 77, 175.
 Browne, Perregrane, *ats.* Roger Larremore, 343, 373.
 Browne, Thomas (John), *v.* John Standley, 197-200.
 Bryant, Robert, *ats.* Thomas Bankes, admr. George Beckwith, 333.
 Bryon, Edward, *v.* Thomas Baker, 444.
 Buckeridge, Edmond, Bearcroft, Stephen, & *v.* Richard Sweatnam, 388-389.
 Buckeridge, John, & al., *v.* Richard Sweatnam, 215, 327.
 Burford, Thomas, *v.* Thomas Marshall, 344, 440-441.
 Burges, William, *v.* Richard Hill, 27, 47, 75, 173, 187, 207, 326, 374.
ats. The Proprietary, 190, 443, 457.
 Burnett (Barnett), Thomas, *v.* Gilbert Turberville, 177, 188.
 Butcher, John, *v.* John Hartwell, 182; see also *Archives* LXIX, 351-353.
 Buxton, Francis, *v.* Bassill Warring, 53.
 Calvert, Jane [Sewell], admr. Philip, *v.* Michael Miller, 339, 418-419.
 [Calvert,] Jane [(Sewell)], ux., Calvert, Philip, & al., *v.* John Baker, 189, 207, 329.
v. Michael Miller, 214, 329.
 Calvert, Philip, & [Calvert,] Jane [(Sewell)], ux. *v.* John Baker, 189, 207, 329.
v. Michael Miller, 214.
 Cannon, Thomas, Phillips, James, & *v.* George Gunnell, 44-45, 56-57.
v. George Gunnell, 57-58.
 Carnell, Daniel, *ats.* John Baker, 79, 156-157.
ats. Gerrard Slye, 177, 188, 210, 328.
 Carpenter, William, *ats.* John Gatterlea, 330, 374.
 Carter, George, *ats.* William Howes, 366-367, 371.
 Carville, Robert, *v.* Elias Beech, 211.
v. William Berry, 52.
v. Edmond Dennis, 212.
v. James Derumple, 76.
v. John Edmondson, 52.
v. Thomas Frances, 53.
v. Owen Guither, admr. Mary Jones, 53.
v. William Hemsley, 333, 374.
v. Augustine Herman, 53.
v. John Hudson, admr. John Hudson, 215, 317-318.
v. Humphrey Jones, 53.
v. Ignatious Warren, 113, 174, 178, 210.
 Carville, Robert, who as well, *v.* Gerrard Slye, 188, 207.
ats. Christopher Rousby qui etc., 20.
 Carville, Robert, *v.* William Chesheire, 365.
 Carville, Thomas, *ats.* William Chesheire, xiv, 215, 320, 384-386.
 Catterson, Francis, *ats.* Lewis Blangey, 52, 95-96.
 Chafe, John, *ats.* Edward Leach, 330.
 Chandler, Col. William, *ats.* James Bodkin, 444.
ats. Bodkin's Executors, 444.
 Cheseldyn, Kenelm, *v.* Richard Crane, 176.
v. Robert Doyno, 190, 211.
v. John Pollard, 333, 374.
v. Justinian Tension, 30, 50, 76.
ats. Symon Edwards & ux. & Jno Gyatt & ux., exrs. Demetrius Cartwright, 53, 78, 172.
 Cheseldyn, Kenelm, exr. John Jones, *ats.* Henry Brent & Ann [(Calvert) Brooke] ux., extr. Baker Brooke, 157-158.

- Chesheire, William, *v.* Thomas Carville, xiv, 215, 320, 384-386.
ats. Thomas Carville, 365.
ats. Margaret Stagg, widow, 53, 55-56, 78.
- Christenson's exrs *ats.* Wm. Digges, admr. Edwd. Oystin, xx-xxi, 112, 146, 170, 174, 254-256, 334.
- Clagget, Thomas, *v.* Wm. Hill, 189, 275-276.
- Clarke, Robert, *ats.* John Lane, & Mary [() Markes], ux., admrx. John Markes, 333.
- Clawe, Sarah, *v.* Solomon Rotee & Andrew Heathcotte, 182.
- Clayland, James, *ats.* Thomas Parker, 12, 26, 30, 77, 173, 187, 290, 327, 371.
- Clipsham, Thomas, *ats.* the Proprietary, 38, 47, 75, 172, 187, 207, 326, 371, see also *Archives* LXIX.
ats. Edward Watkins, 444.
- Clocker, Daniel, *v.* Michael Miller, 214, 316-317.
ats. Stephen Murty, 422.
- [Cole, Margaret () Rochford,] ux., extrx. Michael Rochford, Cole, Wm., & *v.* Cuthbert Scott, 62.
- Cole, Robert, *v.* Samuel Jefferson, 329.
- Cole, William, & [Cole, Margaret () Rochford,] ux., extrx. Michael Rochford, *v.* Cuthbert Scott, 62.
- Colebourne, William, *v.* Samuel Cooper, 79, 174, 175.
ats. Samuel Cooper, 54, 78, 176, 210.
- Coleborne, Col. William, *v.* John Kerke (Kirke), 215, 327, 387, 459.
- Coleman, Ellis, *v.* Matthew Scarburgh, 53, 78.
- Collins, Thomas, *ats.* John Watkinson, xviii, 12-13, 108-109, 173, 175, 178, 200-203, 233, 348-359; see also *Archives* LXIX, 401.
- Congden, James, *v.* Thomas Cooke, 332, 335, 361, 372, 399-400, 459-460, 461.
- Coode, John, *v.* Gerrard Slye, 445.
ats. Gerrard Slye, 439.
- Cooke, Edward, *ats.* Griffith Jones, 329.
- Cooke, Thomas, *v.* John Hudson, 439.
v. Benjamin Hunt, 438.
v. John Kirke, 440.
ats. James Congden, 335, 361, 372, 399-400, 459-460, 461.
ats. Daniel Lopdell, 332, 397-399, 460.
ats. Raymond Stapleford, 214, 334, 380-382, 452.
- Cooper, Samuel, *v.* William Coleborne, 54, 78, 175, 176, 210.
ats. William Colebourne, 79, 174.
- Cordea, Marke, *v.* Richard Atwood, 28, 49, 76; see also *Archives* LXIX, 187-189.
v. John Blomfield, 79, 164; see also *Archives* LXVIII, 208.
v. James Lewis, 35.
v. James Lewis, 35.
v. James Lewis, 35-36.
v. Symon Spratling (Sprackling), 332, 389-390.
v. John White, 445.
ats. Richard Atwood, 39.
ats. George Bennet, 190.
ats. John Fisher, 34-35.
- Cordea, Marke, Addison, John, & *v.* Christopher Rousby, 443.
- Cosden, Thomas, *ats.* John Broome 177, 187, 210.
- Coursey, William, *v.* Thomas Vaughan, 324.
ats. Ambrose Barnes, 338.
ats. Ambrose Barnes & Michael Taylor, 374.
ats. the Proprietary, 312.
ats. Michael Taylor & Ambrose Barnes, 374.
- Courtney, Thomas, *v.* Lewis Jones, 331, 361, 374.
ats. Lewis Jones, 338, 370, 374.
- Covell, Richard, *ats.* Thomas Smithson, 113-114.
- Cox, Edward, *ats.* Christopher Goodhand, 190.
- Crane, Richard, *ats.* Kenelm Cheseldyn, 176.
- Crauford, James, *ats.* Ann Howes, admrx. Wm. Howes, dec'd, 445.
- Cristison's exrs. *ats.* Wm. Digges, admr. Edward Oistin, 112, 146, 170, 174, 254-256, 375-377.
- Crowe, Gurney, *ats.* Samuel Allen, 52, 77, 151-153.
- Cullens, James, *v.* James Silvester, 439.
- Curwin, George, *ats.* Charles Bathurst, 371.
- Dailey, Bryan, & [Dailey,] Rebecca [() Askin,], Pattison, James, exrs. John Askin, dec'd, *v.* John Steevens, 369, 394-396.
- [Dailey,] Rebecca [() Askin,], Dailey, Bryan, Pattison, James, exrs. James Askin, dec'd, & *v.* John Steevens, 369, 394-396.
- Darnall, John, *v.* Richard Taylor, 438.
v. Simon Wilmer, agent of Capt. Richard Perry, 54, 112, 165-166, 195.
- Davenport, Humphrey, *v.* Richard Parnes, 213, 327, 374.
- Davis, John, *ats.* Joseph Sempell, 29, 50, 76.
- Davis, Walter, *ats.* Henry Mitchell, 30, 48, 112, 173, 187, 233-237, 289.
- Dawson, Anthony, et al., *v.* James Peterkin, 13, 289.
- Deane, William, *ats.* Thomas Gaines, 439.
- Demonadeir, Anthony, *ats.* Edward Lunn, qui tam bene &c., 27, 47, 75, 121-126.
- Dennet, Alexander, *ats.* John Parsons, 190, 330, 377.
- Dennis, Edmund, *v.* Gerrard Slye, 29, 50, 85, 181-182, 458-459.
 Edmond, *ats.* Robert Carville, 212.
- Dent, William, *v.* George Hodgeson, 448-449.
v. Francis Mason, 435.
ats. Francis Mason, 365-366.
- Dermott, Edmond, *v.* Philip Lynes, 28, 49, 72-74, 103-104.
- Derumple, James, *ats.* Robert Carville, 76.
- Derumple, James, & [Derumple,] Mary [() Clements,], his wife, admx. John Clements, dec'd, *v.* William Orchard, & George Lewen, 39-39; see also *Archives* LXIX, 234-235, 410-411.
- [Derumple,] Mary [() Clements,], his wife, admx. John Clements, dec'd, Derumple, James, & *v.* William Orchard & George Lewen, 38-39; see also *Archives* LXIX, 234-235, 410-411.
- Digges, William, *v.* Justinian Gerrard, 79, 176.
v. John Hall, 438.
v. James Mills, 51, 94-95, 112, 367.
v. James Mills, 51, 112, 367.

- v.* Henry Exon, xii, 18-19, 323.
v. Gerrard Slye, 189, 211.
 Digges, Wm., admr. Edward Oistin, *v.* Wm. Dixon *et al* exrs. Wenlock Cristison, 112, 146, 170, 174, 254-256, 334, 363, 375-377.
 Digges, William, who as well &c. *v.* Michael Miller, 443.
 Dixon, Wm., *et als.* Exrs. Wenlock Cristison, *ats.* Wm. Digges, admr. Edwd. Oistin, 254.
 Dolbury, William, *ats.* Bartholomew Ennalls, 183.
 Dorrington, William, *v.* John Pope, 339.
ats. Walter Dunch, 438.
 Doyne, Joshua, *ats.* James Mills, 331, 411-412.
 Doyne, Robert, *ats.* Kenelm Cheseldyn, 190, 211.
 Drew, Cuthbert, *v.* John Steeventon, 38, 50, 80-81.
 Drope, William, & Ellis, Thomas, *v.* John Barnes, 52, 97-98.
 Dunch, Walter, *v.* Wm. Dorrington, 438.
 Duvall, Marcen, *v.* Thomas Bowdle, 36, 50, 112, 145-146, 173, 210, 296-302.
 Eades, Roger, *v.* James Peterkin, 75, 172, 175, 220-225; see also *Archives* LXIX, 396.
 Eaton, Joseph, *v.* John Atkey, 215, 363, 375.
v. Edward [English] English, 30, 51, 89-91.
v. Richard Keene, 452.
v. Vincent Lowe, 332, 373.
v. Vincent Lowe, 332, 373.
v. Benjamin Rozer, 29, 51, 112.
v. John Wood, 30, 51, 77, 173, 187, 253-254, 316-450.
ats. James Jones, 214, 327, 383-384, 451-452.
 Edloe, Joseph, *v.* George Beston, 27, 49, 76.
 Edmonds, Richard, *ats.* Henry Exon, 450-451.
ats. Edward [English] English, 369, 432.
 Edmondson, John, *v.* John Alford, 212.
v. Thomas ffurbee, 211.
v. Henry Mitchell, 28, 49, 76.
v. Thomas Pattison, 444.
v. John Richardson, 179-180, 190-191, 212.
 Edmondson, John, *v.* Thomas Vaughan, 338, 372, 433.
ats. John Atkey, 333, 372.
ats. Robert Carville, 52.
ats. Jacob Leisler, 214, 327, 374.
ats. the Proprietary, 46, 170.
ats. Garrett Vanswareingen, 443.
ats. Robt. Yeates & Wm. Jones, 278-279.
 Edmondson, Jno, stanly, John, Parker, Henry, & *ats.* Henry Brent & [Ann (Calvert) Brooke Brent,] *ux.* extrx. Baker Brooke, 79, 178.
 Edwards, John, *v.* James ffrissell & Ann [ffrissell] *ux.*, 330.
 Edwards, Symon, & *ux.*, & Gyatt, Jno & *ux.*, exrs. Demetrius Cartwright, *v.* Kenelm Cheseldyn, 53, 78, 154-155, 172.
 [Ellis,] Eliza [(-----)], *ux.*, admx. Wm. Palmer, Ellis, Peter, and, *v.* Thomas Preston, 27, 48, 77, 134-141.
 Ellis, Peter, *ats.* John Harris, 26.
 Ellis, Peter, & [Ellis,] Eliza [(-----)], *ux.*, admx. Wm. Palmer, *v.* Thomas Preston, 27, 48, 77, 134-141.
 Ellis (Ellies), Thomas, Dropw, William &, *v.* John Barnes, 52, 97-98.
 Elmes, William, *v.* Henry Smith, 79, 174, 175, 210.
 Emmerson, Thomas, *ats.* William Hemsley, 188, 207, 328.
ats. William Hemsley, 177, 188, 207, 328.
 England, John, *v.* Gerard Slye, 40; see also *Archives* LXIX, 320-325.
 [English] English, Edward, *v.* Richard Edmonds, 369, 432.
v. Francis Harmer, 80, 176.
v. Francis Harmer, 80, 176.
v. Wm. Nowell, 188, 210, 328.
ats. Joseph Eaton, 30, 51, 89-91.
ats. Timothy Harmer, 177.
ats. Timothy Harmer, 177.
ats. Timothy Harmer & Francis Harmer, 177.
ats. John Rousby, 333, 300-302.
 [English] English, Edward, admr. John Allen, *v.* Henry Johnson, & [Elizabeth Utie Johnson,] *ux.*, admrx. Nathaniel Utie, 215, 327, 429-430.
 Ennalls, Bartholomew, *v.* William Dolbury, 183.
ats. Christopher Rousby, 26.
 Erreckson, Matthew, *ats.* Marmaduke Goodhand, 214, 328.
 Errington, Thomas, *ats.* James Walkden, 51, 93.
 Everett, Joseph, *ats.* Vincent Lowe, 439.
 Ewstis, James, *ats.* Thomas frances, 213, 328.
 Exon, Henry, *v.* Richard Edmonds, 450-451.
ats. William Diggs, xii, 18-19, 322.
ats. Nicholas Greenbury, 340, 373.
 ffenwick, Richard, *v.* Gerrard Slye, 28, 45, 48, 65-66, 103, 186.
 ffernley, Henry, *v.* John Manley, 26.
 Figet (Fugate), James, *v.* George Wells, 333, 569.
 ffrirth, Samuel, *v.* John Harris, 182-183.
 Fisher, John, *v.* Marke Cordea, 34-35.
 fisher, John, *ats.* James Mills, 332, 366, 373.
ats. James Mills, 435.
 ffisher, Thomas, admr. Richard Adkins, *v.* John Alford, 212.
v. Nicholas Hackett, 212, 327, 379, 460.
v. John Richardson, 179, 190-191, 212.
 fflowers, Thomas, *ats.* John Richardson, 213, 327, 374.
 ffoulkes, Thomas, *ats.* the Proprietary, 54.
 frances Thomas, *v.* James Ewstis, 213, 328.
ats. Robert Carville, 53.
 french, Hugh, *ats.* Thomas Swaney, 31, 49, 112, 169, 173, 175, 237-239.
 [ffrissell,] Ann, *ux.*, ffrissell, James, &, *ats.* John Edwards, 330.
 ffrissell, James, & Ann [ffrissell], *ux.*, *ats.* John Edwards, 330.
 ffurbee, Thomas, *ats.* John Edmondson, 211.
 Gaines, Thomas, *v.* William Deane, 439.
 Gallwith, John, *v.* Samuel Goosey, 331, 373.
 Gannt, Thomas, *ats.* Richard Perry, 27, 47, 75.
ats. Richard Perry, 28, 47, 75.
ats. Richard Perry, 28, 47, 75.
 Gardiner, Richard, *v.* Thomas Marshall, 30, 50, 76.

- ats. Richard Yeabesly, 29, 50, 91, 194.
ats. Lott Rickard, 444.
- Garret, Nathanael, *v.* Dermont Oholoham, 329.
- Gary, Stephen, *ats.* Thomas Blake, 439.
ats. Thomas Bowman, 27, 49, 71-72, 105, 114.
- Gaskins, William, *v.* Andrew Skinner, 215, 328.
- Gatterlea, John, *v.* William Carpenter, 330, 374.
- Gerrard, Justinian, *v.* Henry Bonner, 60-61.
v. Gerrard Slye, 177, 187, 265-266, 458.
ats. William Digges, 79, 176.
- Gerrard, Thomas, *v.* William Langworth, 438, 439.
- Gibbs, Edward, *ats.* Arthur Sawyer, 178-179; see also *Archives* LXIX, 300-309.
- Gifford, Henry, *v.* William Sedwick (Sedge-
wick), 331, 373.
- Gilbert, Elizabeth, admx. Thos. Gilbert, *ats.*
Robert Ridgely, 45, 49, 76; see also *Ar-*
chives LXIX, 394.
- Glassell, Robert, *v.* John Holbrooke, 217.
- Goodhand, Christopher, *v.* Edward Cox, 190.
- Goodhand, Marmaduke, *v.* Matthew Erreckson,
214, 328.
v. John Lillingston, 213, 314.
v. John Lillingston, 213, 314-315.
- Goosey, Samuel, *ats.* John Gallwith, 331, 373.
- Gorsuch, Lovelace, *v.* William Stevens, Senr.,
79, 168-169, 174, 261-265, 434-435.
- Gosfright George, *v.* Nicholas Nicholson & Hes-
ter his wife, admrx. Wm. Gough, 177, 188,
266-268, 292.
- Gossage, *see* Gorsuch.
- Gray, John, *v.* Henry Hanslapp, 176.
- Gray, John, *ats.* Martha Ridgely [Mrs. Robert],
extrx. Robert Ridgely, 212.
- Greenbury, Nicholas, *v.* Henry Exon, 340, 373.
- Greene, Eliza a Potter, *ats.* Edward Tarleton &
Co., 34; see also *Archives* LXVI, 234-235.
- Grey, John, *ats.* Robert Tyler, 439.
- Griffen, Thomas, *ats.* William Boareman, 212.
- Griffin, Thomas, *v.* Thomas Wynne, 443.
- Griggs, John, *v.* Nicholas Hackett, 13-14.
ats. John Ashcombe, 444.
- Groome, Samuel, *v.* Roger Brooke, 78.
- Groome, William, *ats.* Walter Smith, 48, 107-108,
173, 187.
- Guderidge, John, *v.* William Harper, 212.
- Guibert, Joshua, *v.* Samuel Jefferson, 329.
v. George Oldfield, 193-194.
ats. George Tyte, 78, 174, 175.
ats. George Tyte, 78, 174, 175, 258-259.
- Guisey, Sebastian, *v.* Peter Sides, 176.
- Guither, Owen, admr. Mary Jones, *v.* Gerrard
Slye, 29, 50, 81-83, 180-181.
ats. Robert Carville, 53.
- Guither, Thomas, *v.* John Merriton, 190.
- Gunnell, George, *ats.* John Harris, 37-38.
ats. James Phillips & Thomas Cannon,
56-57.
ats. James Phillips & Thomas Cannon, 57-
58.
ats. James Phillips & Thomas Cannon, 44-
45.
- Gunnell, George, admr., Edward Gunnell, *ats.*
Michael Judd, 215-216.
- Gutteridge, Timothy, *ats.* Henry Phippes, 444.
- Gwynn, John, *v.* Philip Lynes, 64, 77, 173, 175,
210.
- Gyatt, Jno & ux., Edwards, Symon, & ux., exrs.
Demetrius Cartwright, *v.* Kenelm Chesel-
dyn, 55, 78, 154-155, 172.
- Hackett, Nicholas, *ats.* Richard Atkins, 327.
ats. John Baker, 439.
ats. Thomas ffisher, admr. Rd. Atkins, 212,
327, 460.
ats. John Griggs, 13-14.
ats. Richard Peacock, 78, 174, 187, 256-
258.
- Hagelton, Thomas, *v.* Thomas Trueman, 26, 46,
75, 172, 186, 209, 326, 376, see also *Ar-*
chives LXVI, LXIX.
- Hall, John, *v.* Edward Pye, gentl., 444.
- Hall, John, *ats.* William Rigges, 438.
ats. Henry Johnson, 213, 328.
- Hamilton, John, *v.* Richard Boughton, 189, 210.
- Hanslapp, Henry, *ats.* John Gray, 176.
- Hardy, Henry, *ats.* Philip Lynes, 344.
- Harmer, francis, *ats.* Edward [English] Ing-
lish, 80, 176.
ats. Edward [English] Inglish, 80, 176.
- Harmer, francis, Harmer, Timothy, & *v.* Ed-
ward [English] Inglish, 177.
- Harmer, Timothy, *v.* Edward Inglish, 177.
& Harmer, francis, *v.* Edward [English]
Inglish, 177.
- Harper, William, *v.* Charles Partis, 52, 77, 175.
ats. Nehemiah Blackiston, 28, 48, 76.
- ats. John Guderidge, 212.
- Harris, John, *v.* Peter Ellis, 408.
v. George Gunnell, 37-38.
v. John Hyland, 26.
ats. Samuel firth, 182-183.
- Harris, Thomas, *ats.* Lewis Blangey & [Mary
(—) Bennett Blangey], ux.,
extrx Desborough Bennett, 370; see also
Archives LXIX, 296-300.
ats. Martha [(—) Ridgely, Mrs.
Robt.], extrx. Robert Ridgely, 211.
- Harris, William, *v.* John Wade, 162-163, 451.
ats. Nathl Maning, 64, 256, 447.
- Hart, Arthur, *ats.* Thomas Wynne, 192.
- Hartshorne, Hugh, *ats.* John Peirce, extr. John
Peirce, 29, 50, 91-92.
- Hartwell, John, *v.* Thomas Keeting, 188, 207,
334.
ats. John Butcher, 182; see also *Archives*
LXIX, 351-353.
- Hatton, Samuel, *ats.* Henry Stockett & James
Stavely, adms. Nathan Stiles, 61-62.
- Heath, Thomas, *ats.* James Mills, 343, 366, 373.
ats. James Mills, qui tam bene, 332, 432.
- Heathcote, Andrew, Rotee, Solomon, &, *ats.*
Sarah Clawe, 182.
- Heathcott, Andrew, *ats.* Philip Howard, 216-217.
- Hebb, Thomas, *v.* Hugh Reynolds, 37.
- Helgar, Thomas, *ats.* John Sanders, 26, 46, 65.
ats. Gerard Slye, 26, 46, 65.
- Hemsley, William, *v.* Thomas Emmerson (Em-
erson), 188, 207, 328.
v. Thomas Emmerson, 177, 188, 207, 328.
ats. Barbara Bell, 338, 374.
ats. Robert Carville, 333, 374.
ats. Isaac Merriott (Merritt), 194-195;
see also *Archives* LXVIII, 191.
ats. John Whittington, 213, 315-316, 326,
442.

- Henson, Randall, *v.* William Thomas, 211.
 Herman, Augustine, *ats.* Robert Carville, 53.
 Higham, Francis, *ats.* Christopher Baines, 449.
 Hill, Clement, *v.* Thomas Wynne, 52, 112.
 ats. Michael Miller, 28, 49, 74, 105, 141-145, 169.
 Hill, Francis, *v.* David Poole, 183.
 Hill, Richard, *ats.* Thomas Bland, xii, 9-12.
 ats. William Burges, 27, 47, 75, 173, 187, 207, 326, 374.
 Hill, Wm., *ats.* Thomas Clagget, 189, 275-276.
 Hill, Wm., & Phillips, Jno, *ats.* Edward Watkins, 27, 48, 104, 111.
 Hinton, Thomas, *ats.* John Llewellyn, 178.
 Hodgeson, George, *v.* Thomas Marshall, 370, 373.
 v. Thomas Marshall, 373.
 ats. William Dent, 448-449.
 Holbrooke, John, *ats.* Robert Glassell, 217.
 Holdsworth, Samuel, *v.* Edward Husbands, 35.
 Holland, George *v.* Nicholas Nickolls, 27, 47, 74, 186.
 v. Nicholas Nicholson, 212.
 ats. Vincent Lowe, 345, 373.
 [Holland,] Hannah Alexander, his wife, Holland, Richard, & *ats.* John Quann, 330, 417-418, 433, 461.
 Holland, Priscilla, admr., James Holland, *v.* John Beamon, 215, 330.
 Holland, Richard, & [Holland] Hannah Alexander his wife, *ats.* John Quann, 330, 417-419, 433, 461.
 Hollis, Henry, *v.* John Rogers, 184-185; see also *Archives* LXIX, 357-358.
 Hooke, Abraham, *v.* Stephen Murty, 431-432.
 Hooper, Henry *ats.* John Merriday, 54-55.
 Hoskins, Philip, *v.* Archibald Wahoope, 177, 188, 210.
 Houghton (Haughton), Richard, *v.* William Thomas, 345, 362, 422-423, 454, 459.
 Howard, Philip, *v.* Andrew Heathcott, 216-217.
 Howes, Ann, admr., Wm. Howes, dec'd, *v.* James Crauford, 445.
 Howes, William, *v.* George Carter, 366-367, 371, *v.* John Wilmott, 213.
 Hudson, John, *ats.* Thomas Cooke, 439.
 Hudson, John, admr. John Hudson, *ats.* Robert Carville, 215, 317-318.
 Humphreys, Ellis, *ats.* Michael Miller, 31-33, *ats.* the Proprietary, 32-33.
 Hungerford, John, *ats.* John Richardson, 339, 419-420, 454.
 ats. John Richardson, 339, 420-421.
 Hunt, Benja., *ats.* Thomas Cooke, 438.
 Husbands, Edward, *ats.* Samuel Holdsworth, 36.
 Hussey, Thomas, *v.* James Wheeler, 37.
 Hyland, John, *ats.* John Harris, 26.
 Hyland, John, *ats.* Martha [(—)], Mrs. Robert Ridgely, extr. Robert, 213, 334, 428.
 Innis [?], Paul, *ats.* Henry Brent, 211.
 Insley, Andrew, *ats.* Thomas Wynne, 53.
 Jackson, Thomas, *ats.* Michael Miller, 211.
 ats. Michael Miller, 211.
 James, John, *v.* Jona. Sibrey, 438.
 ats. Edward Pynn, 29, 49, 77, 174, 286-288.
 James, Joseph, *ats.* John Martin, 30, 48, 77.
 ats. Thomas Martin, 333, 434-435.
 Jameson, William, *als* Tong, *v.* Richard Royston, 189, 214, 275, 320.
 Jefferson, Samuel, *ats.* Robert Cole, 329.
 ats. Joshua Guibert, 329.
 ats. Stephen Manwaring, 329.
 ats. Stephen Manwaring, 329.
 ats. Martha Ridgely, widow, 329.
 Jenkinson, Emanll, *v.* William Rawles, 211.
 Jenkinson, Emanuel, *ats.* Richard Metcalfe, 27, 47, 75.
 [Johnson, Elizabeth (—) Utie,] ux., admr. Nathaniel Utie, Johnson, Henry, & *ats.* Edwd. English, admr. John Allen, 215, 327, 428.
 Johnson, Henry, *v.* Samuel Allen, 178, 188, 200-201, 327, 371.
 v. John Hall, 213, 328.
 ats. James Mills, 26, 47, 72, 172, 186, 218; see also *Archives* LXVII, LXVIII, LXIX.
 ats. Martha [(—)], Mrs. Robert Ridgely, extr. Robert, 436-437.
 Johnson, Henry, & [Johnson, Elizabeth Utie,] ux., admr. Nathaniel Utie, *ats.* Edward English, admr. John Allen, 215, 327, 428.
 [Jones, Anne (—),] ux., Jones, David, & *v.* Robert Benjor, 37, 51, 112.
 Jones, David, & [Jones, Anne (—),] ux., *v.* Robert Benjor, 37, 51, 112.
 Jones, Griffith, *v.* Edward Cooke, 329.
 v. Richard Jones, 188.
 v. Joseph Weekes, 332, 372.
 Jones, Humphrey, *ats.* Robert Carville, 53.
 Jones, James, *v.* Joseph Eaton, 214, 327, 383-384, 451-452.
 Jones, Lewis, *v.* Thomas Courtney, 338, 370, 374, *ats.* Thomas Courtney, 331, 361, 374.
 Jones, Morgan, *v.* Richard Wells, 26.
 Jones, Richard, *ats.* Griffith Jones, 188.
 Jones, Thomas, *ats.* John Pinke, 52, 77, 147-151, *ats.* Charles, Lord Baltimore, & Benjamin Rozer, exrs., 4-5.
 Jones, William, *v.* Vincent Lowe, Esqr., 5.
 v. John Wynne, 52, 77, 174, 187, 210.
 Jones, Wm., Yeates, Robert, & *v.* John Edmondson, 278-279, 338.
 v. Thomas Vaughan, 43-44, 214, 279-280, 328, 339.
 Jordan, Philip, *ats.* George Abbot, 340, 372.
 Jowles, Henry, *v.* Abraham Lemasters, 53.
 ats. John Llewellyn, 445.
 Jubar's Administrator *v.* Gant, ix; see also *Archives* LXV, 634.
 Judd, Michael, *v.* George Gunnell, admr. Edward Gunnell, 215-216.
 Keene, Richard, *v.* James Mills, 369.
 ats. Joseph Eaton, 452.
 Keene, susanna, relict of Edward Keene, *ats.* Roger Brooke, 29, 49, 77, 173, 187.
 Keeting, Thomas, *v.* Richard Sweatnam, 78, 176, *ats.* John Hartwell, 188, 207, 334.
 Kennett, Henry, *v.* William Leedes, 60, 79, 174, 175, 219, 327.
 Kerke (Kirke), John, *ats.* Col. William Colborne, 215, 327, 387, 459.

- Kidd, William, *ats.* John Abington, 30, 47, 75.
 King, Elias, *ats.* James Ringold, 337, 374.
 King, John, *ats.* Gerrard Slye, who as well &c., 443.
 Kinnaston, Thomas, *ats.* John Smith, 408.
 Kirke, John, *ats.* Thomas Cooke, 440.
 Knowell, James, *ats.* John Barnes, 212.
 Knowles, Lawrence, *ats.* Michael Yoakely, 443.
- Ladd, Richard, *ats.* Nicholas Painter, 15-17.
 Lane, John, & [Lane,] Mary [(—)]
 Markes], ux., admrx. John Markes, v.
 Robert Clarke, 333.
 [Lane,] Mary [(—)] Markes], ux.,
 admrx. John Markes, Lane, John, & v.
 Robert Clarke, 333.
 Langworth, William, *ats.* Thomas Gerrard, 438,
 439.
ats. John Pryor, 439.
 Larremore, Roger, v. Perregrine Browne, 343,
 373.
 Lassells, Jarvis, *ats.* James Mills, 332, 366, 435.
 Lawrence, Benjamin, *ats.* Edward Pindar, 53,
 113.
 [Lawrence,] ffrancis [(—)] Hide,] his
 wife, ext Henry Hide, Lawrence, Henry,
 & v. Joshua Williamson, 217, 448.
 Lawrence, Henry, & v. Joshua Williams,
 193.
 Lawrence, Henry, & [Lawrence,] ffrances,
 [(—)] Hyde,] ux. extrx. Henry
 Hyde, v. Joshua Williams, 193.
 v. Joshua Williamson, 217, 447.
 Leach, Edward, v. John Chase, 330, 400-402.
 Leach, George, *ats.* William Parker, 433-434.
 Leedes, William, v. George Abbot, 215, 324-325.
ats. Henry Kennett, 60, 79, 174, 175, 210,
 327.
 Leisler, Jacob, v. John Edmondson, 214, 327,
 374.
 v. William Sharpe, 214, 327, 374.
 LeMarre, John, v. James Wheeler, 331, 371.
 Lemasters, Abraham, *ats.* Henry Jowles, 53.
 Lenham, Josias, admr. Desjardine, v. Thomas
 Taylor, 105.
 lLewellin, John, v. Henry Jowles, 445.
 v. John Lomax, 41-43.
 lLewellin, John, v. George Robins, 17-18.
 v. George Thompson, 345-346, 423-424,
 461.
 v. Joseph Wildblood, 189.
 v. John Worth, 333, 431.
 Lewen, George, Orchard, William, & *ats.* James
 Derumple & Mary [(—)] Clem-
 ents], his wife, admx. John Clements,
 dec'd, 38-39; see also *Archives* LXIX,
 234-235, 410-411.
 Lewis, Henry, v. Garret Vanswearingen, 332,
 374.
 Lewis, James, *ats.* Marke Cordea, 35.
ats. Marke Cordea, 35-36.
ats. Edward Tarleton, 45; see also *Ar-*
chives LXVII, 197-198.
 Lillingston, John, *ats.* Marmaduke Goodhand,
 213, 314.
ats. Marmaduke Goodhand, 213, 314-315.
ats. John Porter, 442.
- Lingan, George, *ats.* Andrew Tennihill, 30, 51,
 78, 175.
- Lingan, Geo., Marsham, Richd. & exrs Charles
 Gosfright, *ats.* Andrew Tennihill, 30, 51,
 78, 175.
 Locker, John, v. John Sunderland, 331, 373.
 Lomax, Cleoborne, *ats.* George Ponniwell, 331,
 408-410.
 London, Ambrose, *ats.* Timothy Parker & Co.,
 212.
 Lookerman, Jacob, v. James Neale, Jr., 444.
 Lopdell, Daniel, v. Thomas Cooke, 332, 397-
 399, 460.
 Lord, Thomas, v. Jacob Morrice, 214, 318-319.
 Lowe, Vincent, v. Joseph Everatt, 439.
 v. George Holland, 345, 373.
ats. John Baker, 38.
ats. John Baker, 38.
ats. Joseph Eaton, 332, 373.
ats. Joseph Eaton, 332, 373.
ats. William Jones, 5.
- lLloyd, Richard, *ats.* William Whitehouse, 444.
 Lunn, Edward, qui tam bene, v. Anthony De-
 mondadeir, 27, 47, 75, 121-126.
 Lynes (Lines), Philip, v. Henry Hardy, 344.
ats. Edmond Dermott, 28, 49, 72-74, 103-
 104.
ats. John Gwynn, 64, 77, 173, 175, 210.
ats. Ralph Shawe, 63, 110-111, 172, 173,
 178, 203-207, 254, 290, 327, 370-371.
ats. Wm. Sparkes, lessee Henry Hardy,
 291.
- Macknemarra, Timothy, *ats.* Raymond Staple-
 ford, 40-41, 442; see also *Archives* LXIX,
 364-365.
 Macey, Nicholas, v. Phillip Actton, 211.
 Maddox (Mattacks), Edward, *ats.* Thomas
 Sikes, 332, 413-415.
 Maneire, Nicholas, v. John Baker, 29, 51, 86-89.
 Maning, Hugh, v. Robert Mason, 190, 211, 438.
 Maning, Nathl, v. William Harris, 64, 256, 447.
 Maning, Nathanael, v. Walter Smith, 304-306.
 Manley, John, *ats.* Henry Brent & Ann [(Cal-
 vert) Brooke] Brent, ux., extrx. Baker
 Brooke, 113, 197.
ats. Henry fernley, 26.
 Mann, Edward, *ats.* William Pick, 213, 321-322.
 Manwaring, Stephen, v. Samuel Jefferson, 329.
 v. Samuel Jefferson, 329.
 Marshall, Thomas, *ats.* James Bodkin, 337.
ats. Thomas Burford, 344, 440-441.
ats. Richard Gardiner, 30, 59, 76.
ats. James Neale, 53.
ats. James Neale, 53.
ats. George Hodgeson, 370, 373.
ats. George Hodgeson, 373.
- Marsham, Richard, & Lingan, George, exrs.
 Charles Gosfright, *ats.* Andrew Tennihill,
 30, 51, 78, 175.
 Martin, John, v. Joseph James, 30, 48, 77.
 Martin, Thomas, v. Joseph James, 333, 434-435.
 Mason, Francis, v. William Dent, 365-366.
ats. William Dent, 435.
 Mason, Robert, *ats.* John Bowman, 189, 274-275.
ats. Hugh Maning, 190, 211, 438.
ats. John Osbourne, 29, 51, 76.
ats. Henry Smith, 211.
- Mathewes, George, *ats.* John Whittington, 444.
 Maude, Francis, v. Ambrose Bailey, 8-9.

- Meanely, Jeffrey, *v.* Henry Mitchell, 29, 50, 77, 173, 187, 210.
- Meekins, Richard, *ats.* Raymond Stapleford, 52, 78, 153.
- Merriday, John, *v.* Henry Hooper, 54-55.
- Merriott (Merritt), Isaac, *v.* Wm. Hemsley, 194-195; see also *Archives* LXVIII, 191.
- Merriton, John, *ats.* Thomas Guither, 190.
- Metcalfe, Richard, *v.* Emanuel Jenkinson, 27, 47, 75.
- Miller, Michael, *v.* Abraham Baker & [— Neck Baker] ux., extrx. John Neck, 214, 328.
- v.* Clement Hill, 28, 49, 74, 105, 144-145, 169.
- v.* Ellis Humphreys, 31-33.
- v.* Thomas Jackson, 211.
- v.* Thomas Jackson, 211.
- v.* James Ringold, 189, 402-407.
- ats.* Henry Brent & [Ann (Calvert) Brooke] ux., extrx. Baker Brooke, 189.
- ats.* Jane [Sewell] Calvert, admr. Philip, 339.
- ats.* Philip Calvert & Jane [(Sewell) Calvert,], ux., 214.
- ats.* Daniel Clocker, 214, 316-317.
- ats.* William Digges, who as well & c., 443.
- ats.* James Ringold, 331, 460.
- Mills, James, *v.* Joshua Doyme, 331, 411-412.
- v.* John fisher, 332, 366, 373.
- v.* Thomas Fisher, 435.
- v.* Thomas Heath, 343, 366, 373.
- v.* Henry Johnson, 26, 47, 72, 172, 186, 218; see also *Archives* LXVII, LXVIII, LXIX.
- v.* Jarvis Lassells, 332, 366, 435.
- v.* Owen Newen, 331, 430.
- v.* Thomas Pemberton, 332, 415, 463.
- v.* John Stanesby, 214, 329.
- v.* John Stanesby, 214.
- v.* John Walls, 333, 372, 425-427, 463.
- v.* John Walls, 333, 372, 415-417, 463.
- v.* John Walls, 333, 372, 463-464.
- qui tam bene, *v.* Thomas Heath, 332, 432.
- ats.* William Digges, 51, 94-95, 112, 367.
- ats.* William Digges, 51.
- ats.* Richard Keene, 369.
- ats.* Thomas Pemberton & John Walls, 438, 458, 461.
- ats.* Robert Ridgely, 52, 78, 366.
- ats.* Gerrard Slye, 28, 50, 112, 146-147, 369.
- ats.* John Walls, 438.
- Mitchell, Henry, *v.* Walter Davis, 30, 48, 112, 173, 187, 233-237, 289.
- ats.* Nehemiah Blakiston, 439.
- Mitchell, Henry, *ats.* John Edmondson, 28, 49, 76.
- ats.* Jeffrey Meanely, 29, 50, 77, 173, 187, 210.
- [Morgan, Susanna,] ux., Morgan, William, & *v.* Joseph Sperton, 370.
- Morgan, William, & Morgan, [Susanna,] ux., *v.* Joseph Sperton, 370.
- Morrice, Jacob, *ats.* Thomas Lord, 214, 318-319.
- Mudd, Thomas, *v.* Gerrard Slye, 176.
- ats.* Gerrard Slye, 176.
- Murty, Stephen, *v.* Daniel Clocker, 422.
- v.* Charles Quigley, 341-343, 446-447.
- v.* Richard Royston, 333, 396-397, 458.
- v.* James Yore, 343, 421-422, 453-454.
- ats.* Abraham Hooke, 431-432.
- ats.* Richard Reeves, 331.
- Neale, James, *v.* Thomas Marshall, 53.
- v.* Thomas Marshall, 53.
- Neale, James, Jr., *ats.* Jacob Lookerman, 444.
- Neale, James, senr., *v.* Robert Thompson, 79, 174, 175, 210.
- Newen, Owen, *ats.* James Mills, 331, 430-431.
- Newton, Edward, admr. Thomas Newton, *ats.* John Barnes, 29, 49, 76.
- Newton, John, *v.* George Oldfeild, 59; see also *Archives* LXVII, 5.
- [Nicholson,] Hester, ux., admrx. William Gough, Nicholson, Nicholas, & *ats.* George Gosfright, 177, 188, 266-268, 292.
- Nicholson, Nicholas, & [Nicholson,] Hester his wife, admrx. William Gough, *ats.* George Gosfright, 177, 188, 266-268, 292.
- ats.* George Holland, 212.
- Nickolls, Nicholas, *ats.* George Holland, 27, 47, 74, 186.
- Nickols, John, *ats.* Susanna Uty, 30, 48, 75, 131-134.
- ats.* Susanna Uty, xii, 30, 48, 75, 126-131.
- Norwood, Arthur, *ats.* Edward Perrin, 438.
- Nowell, Wm., *ats.* Edward [English] English, 188, 210, 328.
- Oholoham, Dermond, *ats.* Nathanael Garret, 329.
- Oldfeild, George, *ats.* Andrew Abbington, 27, 49, 76.
- ats.* Ann Alvey, Mrs. Pope, admrx. Pope Alvey, 59-60.
- ats.* John Baker, 176.
- ats.* Joshua Guibert, 193-194.
- ats.* John Newton, 59; see also *Archives* LXVII, 5.
- ats.* Martha [(—)], Mrs. Robert] Ridgely, extrx., 216.
- Orchard, William, & Lewen, George, *ats.* James Derumple & Mary [(—) Clements], his wife, admx. John Clements, dec'd, 38-39; see also *Archives* LXIX, 234-235, 410-411.
- Osbourne, John, *v.* Robert Mason, 29, 51, 76.
- [Painter, Judeth,] ux., Painter, Nicholas, & *v.* Edward lLoyd, 331, 372, 373.
- Painter, Nicholas, & *v.* Edward lLoyd, 331, 372, 373.
- Painter, Nicholas, & *ats.* Edward Lloyd, 339-340, 372, 373.
- Painter, Nicholas, & *ats.* Edward Lloyd, 339-340, 372, 373.
- Painter, Nicholas, & *ats.* Edward Lloyd, 339-340, 372, 373.
- Painter, Nicholas, & [Painter, Judeth,] ux., *v.* Edward lLoyd, 331, 372, 373.
- [Painter, Judeth] ux., *v.* Edward lLoyd, 331, 372, 373.
- Painter, Nicholas, & [Painter,] Judith, ux., admrx. Wm. Parker, *ats.* Edward lLoyd, 339-340, 372, 373.
- & [Painter,] Judeth, ux., admrx. Wm.

- Parker, *ats.* Edward ILoyd, 339-340, 372, 373.
 & [Painter,] Judeth, ux., admr. Wm. Parker, *ats.* Edward ILoyd, 339-340, 372, 373.
- Painter, Nicholas, *v.* Richard Ladd, 15-17.
v. Simon Wilmer, 28, 51, 76.
- Parker, George, *v.* Lewis Blangey, 189, 211.
v. John Salisbury, 440.
v. Francis Stavelly & Jno. Stavelly, admr. James Stavelly, 440.
v. William Whittacre, 443.
v. Solomon Wright, 443.
- Parker, Henry, *v.* John Richardson & [Mary (—) Bradley,] ux., admr. Henry Bradley, 189, 291, 328.
ats. Henry Brent & [Ann (Calvert) Brooke,] ux., extr. Baker Brooke, 77.
ats. John Richardson & [Richardson, Mary (—) Bradley,] ux., admr. Henry Bradley, 213, 328.
- Parker, Henry, Edmondson, Jno. & stanly, John, *ats.* Henry Brent & [Ann (Calvert) Brooke Brent,] ux. extr. Baker Brooke, 79, 178.
- Parker, Thomas, *v.* James Clayland, 12, 26, 30, 77, 173, 187, 200, 327, 371.
- Parker, Timothy, & Co., *v.* Ambrose London, 212.
v. Francis Roberts, 215, 366, 374.
v. George Thompson, 218, 291, 329.
- Parker, William, *v.* George Leach, 433-434.
- Parnes, Richard, *ats.* Humphrey Davenport, 213, 327, 374.
- Parsons, John, *v.* Alexander Dennet, 190, 330, 377.
- Partis, Charles, *ats.* William Harper, 52, 77, 175.
- Pattison, Alexander, *v.* Emanuel Ratliffe, 54.
- Pattison, James, Dailey, Bryan, [Dailey,] Rebecca [(—),] Askin, & exrs. John Askin, *v.* John Stevens, 369, 394-396.
- Pattison, Thomas, *v.* John Edmondson, 444.
- Peacock, Richard, *v.* Nicholas Hackett, 78, 174, 187, 256-258.
ats. Thomas Taylor, 438.
- Peirce, John, exr. John Peirce, *v.* Hugh Hartshorne, 29, 50, 91-92.
v. Edwd. Pye & [Ann (Sewell) Rozer Pye] ux., admr. Rozer, dec'd, 366, 432, 452.
- Pemberton, Thomas, *ats.* James Mills, 332, 415, 463.
 & Walls, John, *v.* James Mills, 438, 458, 461.
- Perrin, Edward, *v.* Arthur Norwood, 438.
- Perry, Richard, *v.* Thomas Gannt, 27, 47, 75.
v. Thomas Gannt, 27, 75.
v. Thomas Gannt, 27, 47, 75.
- Peterkin, James, *ats.* Anthony Dawson et al., 13, 289.
ats. Roger Eades, 75, 172, 175, 220-225; see also *Archives* LXIX, 396.
- Phelps, Wm., *v.* Edwd. Pindar, admr. Wm. Foorde, xii, 1-2, 52.
- Phillips, Daniel, *ats.* Walter Smith, 226-231, 326.
- Phillips, James, & Cannon, Thomas, *v.* George Gunnell, 44-45.
- v.* George Gunnell, 56-57.
v. George Gunnell, 57-58.
- Phillips, John, *ats.* Edward Watkins, 30, 49, 76.
- Phillips, Jno., Hill, Wm., & *ats.* Edward Watkins, 27, 48, 104.
- Phippes, Henry, *v.* Timothy Gutteridge, 444.
- Pick, William, *v.* Edward Mann, 213, 321-322.
- Pile, Joseph, *v.* Thomas Towlson, 28, 48, 68-71, 185-186.
- Pindar, Edward, *v.* Benjamin Lawrence, 53, 113.
- Pindar, Edwd., admr. Wm. Foorde, *ats.* Wm. Phelps, xii, 1-2, 52.
- Pinke, John, *v.* Thomas Jones, 52, 77, 147-151.
- Pointer Thomas, Scarbrough, Matthew, & *ats.* the Proprietary, 269, 47, 75; see also *Archives* LXIX, 269.
- Pollard, John, *ats.* Kenelm Cheseldyn, 333, 374.
- Poole, David, *ats.* Francis Hill, 183.
- Pope, John, *ats.* William Dorrington, 339.
- Porter, John, *v.* John Lillingston, 442.
- Powell, George, *v.* Cleoborne Lomax, 331, 408-410.
- Preston, Thomas, *ats.* Peter Ellis & Eliza [(—) Elis,] ux., admx. Wm. Palmer, 27, 48, 77, 134-141.
- Proctor, Robert, *ats.* Thomas Taylor, admr. John Quigley, 439.
- Proprietary *v.* William Burges, 190, 443, 457.
v. Thomas Clipsham, 38, 47, 75, 172, 187, 207, 326, 371; see also *Archives* LXIX, 269.
v. William Coursey, 312.
v. John Edmondson, 46, 170.
v. Thomas ffoulkes, 54.
v. Robert francklin, 190.
v. Ellis Humphreys, xix, 32-33.
v. Matthew Scarbrough & Thomas Painter, 38, 75; see also *Archives* LXIX, 269.
v. Josias Seward, 27, 47, 75, 172, 186, 207, 326, 371.
v. Thomas Vaughan, 363.
- Pryor, John, *v.* William Langworth, 439.
- [Pye,] Ann[(Sewell) Rozer,] ux., admr. Rozer, Pye, Edward, & *v.* Thomas Marshall, 345, 440-441.
ats. Bodkin's Exrs., 331, 372.
ats. Bodkin's Exrs., 331, 372.
ats. John Peirce, admr. John Peirce, dec'd, 366, 432, 452.
- Pye, Edward, gentl., *v.* Samll Aldred, 438.
v. Mathew Nicklus, 445.
 gentl., *v.* Mathew Nicklus, 445.
ats. John Hall, 444.
- Pye, Edward, & [Pye,] Ann [(Sewell) Rozer,] ux., admr. Rozer, *v.* Thomas Marshall, 345, 440-441.
ats. Bodkin's Executors, 331, 372.
ats. Bodkin's Executors, 331, 372.
ats. John Peirce, admr. John Peirce, dec'd, 366, 432, 452.
- Pynn, Edward, *v.* John James, 29, 49, 77, 174, 286-288.
ats. John Saxon, 216.
- Quann, John, *v.* Richard Holland & Hannah Alexander, his wife, 330, 417-418, 433, 461.
- Quigley, Charles, *ats.* Stephen Murty, 341-343, 446-447.

- Ratliffe, Emanuell, *v.* Thomas Abington, 63.
ats. Alexander Pattison, 54.
 Rawles, William, *v.* Peter Archer, 178.
ats. Richard Bailey, 330, 372.
ats. Emanll Jenkinson, 211.
ats. Thomas Taylor, 330, 372.
 Reeves, Richard, *v.* Stephen Murty, 331.
v. William Roswell, 332, 410-411.
 Reid, (Read), Abraham, *v.* George Thompson, 43, 51, 106-107, 173, 246-353, 292.
 Revell, Randall, *ats.* Christopher Rousby, 28, 50, 76.
ats. Thomas Smithson, 179, 187, 360-361.
 Reynolds, Hugh, *ats.* Thomas Hebb, 37.
 Richardson, John, *v.* John Alford, 439, 440, 456.
 Richardson John, *v.* John Alford, 439.
v. Thomas flowers, 213, 327, 374.
v. John Hungerford, 339, 454.
v. John Hungerford, 339, 419-420, 454.
ats. John Braday, 62, 79, 158-160, 169, 170, 192.
ats. William Brice, 30-31.
ats. William Brill, 49.
ats. John Edmondson, 179-180, 191-192, 212.
ats. Thomas ffisher, admr. Rd. Atkins, 179, 190-191, 212.
ats. Richard Smith, Jr., 346, 435.
 Richardson, John, & [Richardson, Mary (—) Bradley,] ux. admr. Henry Bradley, *v.* Henry Parker, 213, 328.
 Richardson, John, & [Richardson, Mary (—) Bradley,] ux., admr. Henry Bradley, *ats.* Henry Parker, 189, 213, 291.
 [Richardson, Mary (—) Bradley,] ux., admr. Henry Bradley, *v.* Henry Parker, 213, 328.
 [Richardson, Mary (—) Bradley,] ux., admr. Henry Bradley, Richardson, John, & *ats.* Henry Parker, 189, 213, 291.
 Rickard, Lott, *v.* Richard Gardiner, 444.
 Ridgely, Martha [, Mrs. Robert], *v.* Wm. Windowe, 333.
v. John Gray, 212.
v. Thomas Harris, 211.
v. Henry Johnson, 436-437.
v. John Hyland, 213, 334, 428.
v. Samuel Jefferson, 329.
v. George Oldfeild, 216.
 Ridgely, Robert, *v.* Elizabeth Gilbert, adx. Thos. Gilbert, 45, 49, 76. see also *Archives* LXIX, 394.
v. James Mills, 52, 78, 366.
 Riggan, Teague, *ats.* Anthony Underwood, 445.
 Ringold, James, *v.* Eliza King, 337, 374.
v. Michael Miller, 331, 460.
v. Allen Smith, 337, 407-408.
ats. Michael Miller, 189, 402-407.
 Roberts, francis, *ats.* Timothy Parker & Comp., 215, 366, 374.
 Robbins, George, *ats.* John Illewellin, 17-18.
ats. the Proprietary, 313.
 Rogers, John, *ats.* Henry Hollis, 184-185; see also *Archives* LXIX, 357-358.
 Roswell, William, *ats.* Richard Reeves, 332, 410-411.
 Rotee, Solomon, & Heathcote, Andrew, *ats.* Sarah Clawe, 182.
 Rousby, Christopher, *v.* Bartholomew Ennalls, 26.
v. Randall Revell, 28, 50, 76.
ats. John Addison & Marke Cordea, 19-26, 443.
qui etc., *v.* Robert Carville, 26.
 Rousb, John, *v.* Edward [English] Inglish, 333, 390-392.
v. Joseph Spernon, 28, 40, 45, 48, 71, 114, 141-144, 190, 370.
 Royston, Richard, *ats.* William Jameson, 189, 214, 275, 320.
ats. Stephen Murty, 333, 396-397, 458.
 Rozer, Benjamin, *ats.* Joseph Eaton, 29, 51, 112.
 Rozer Benjamin, Baltimore, Charles, Lord exrs., *v.* Thomas Jones, 4-5.
 Rumsey, James, *v.* Henry Bonner, 61.
 Salisbury, John, *ats.* George Parker, 440.
 Sallers, John, *ats.* John Shrigley, 63-64, 98-101, 184.
 Sanders John, *v.* Thomas Helgar, 26, 46, 65.
 Sawyer, Arthur, *v.* Edward Gibbs, 178-179; see also *Archives* LXIX, 300-309.
 Saxon, John, *v.* Edward Pynn, 216.
 Scarburgh, Matthew, *ats.* Ellis Coleman, 53, 78.
 Scarbrough, Matthew, & Pointer, Thomas, *ats.* the Proprietary, 38, 47, 75; see also *Archives* LXIX, 269.
 Sedwick (Sedgewick), William, *ats.* Henry Gifford, 331.
 Sempell, Joseph, *v.* John Davis, 29, 50, 76.
 Seward, Josias, *ats.* the Lord Proprietary, 27, 47, 75, 172, 186, 207, 326, 371.
 Sharpe, William, *ats.* Jacob Leisler, 214, 327, 374.
 Shawe, Ralph, *v.* Philip Lines, 63, 110-111, 173, 178, 203-207, 254, 290, 370-371.
 Sheppard, William, *ats.* Francis Swinfen, 213, 328.
 Shrigley, John, *v.* John Sallers, 63-64, 98-101, 184.
 [Sybrey] Sibrey, Jonathan, *v.* Henry Ward, 214, 330, 428.
ats. John James, 438.
ats. Abraham Smith, 52.
ats. Garrett Vanswareingen, 443.
 Sides, Peter, *ats.* Sebastian Guisey, 176.
 Sikes, Thomas, *v.* Edward Maddox (Mattacks), 332, 413-415.
 Silvester, James, *ats.* James Cullens, 439.
 Skinner, Andrew, *ats.* William Gaskins, 215, 328.
 Skinner, Robert, *v.* John Wright, 330, 372, 445.
 Slye, Gerrard, *v.* William Boareman, 64, 77, 173, 187, 254, 306-307.
v. Daniel Carnell, 177, 188, 210.
v. John Cooe, 439.
v. Thomas Helgar, 26, 46, 65.
v. James Mills, 28, 50, 112, 146-147, 368-369.
v. Thomas Mudd, 176.
v. Margaret [(—) Gittings] Stagg, admr. Thomas Stagg, 27, 47, 72, 116-121.
who as well & c., *v.* John King, 443.
ats. James Bowling, xii, 177, 188, 267-270, 368, 458.
ats. James Bowling, 177, 188, 270-274, 367-368, 458.
ats. Robert Carville, *who as well*, 188, 207.

- ats.* John Coode, 445.
ats. Edmund Dennis, 29, 50, 85, 181-182.
ats. William Digges, 189, 211.
ats. John England, 40; see also *Archives* LXIX, 320-325.
ats. Richard ffenwick, 28, 45, 65-66, 103, 186.
ats. Justinian Gerrard, 177, 187, 265-266, 458.
ats. Owen Guither, admr. Mary Jones, 29, 50, 180-181.
ats. Thomas Mudd, 176.
ats. John Slye, 28, 48, 66-68, 180.
ats. William Thomas, 29, 50, 83, 104-105, 181.
 Slye, Gerrard, admr. Richd. Chillman, *v.* Wm. Boareman, 28, 306.
 Slye, John, *v.* Gerrard Slye, 28, 48, 66-68, 180.
 Smith, Abraham, *v.* Jonathan Sibrey, 52.
 Smith, Allen, *ats.* James Ringold, 337, 407-408.
 Smith, Henry, *v.* Robert Mason, 211.
 v. John Stevens, 211.
 ats. David Browne, 29, 51, 52, 77, 175.
 ats. William Elmes, 79, 174, 175, 210.
 Smith, John, *v.* Thomas Kinnaston, 408.
 Smith, Richard, Jr., *v.* John Richardson, 346, 435.
 Smith, Walter, *v.* William Groome, 48, 107-108, 173, 187.
 v. Daniel Phillips, 226-233, 326.
 ats. Nathanael Maning, 304-306.
 smithson, Richard, *ats.* Anthony underwood, 38.
 Smithson, Thomas, *v.* Richard Covell, 113-114, 179.
 v. Randall Revell, 179, 187, 360-361.
 Solley, Lydia, admrx. Benjamin Solley, *ats.* Bodkin's executors, 335-336, 445-446.
 Sparkes, Wm., lessee Henry Hardy, *v.* Philip Lynes, 291.
 Spernon, Joseph, *ats.* John Rousby, 28, 40, 45-46, 48, 71, 114, 141-144, 190, 370.
 Spratling, Symon, *ats.* Marke Cordea, 332.
 Sprigg, Thomas, *v.* Garret Vanswearingen, 52, 96-97.
 Stagg, Margaret, widow, *v.* William Cheshire, 53, 55-56, 78.
 Margaret Gittings at, *ats.* Jane Todd, 62-63; see also *Archives* LXIX, 75.
 Margaret (Gittings), extrx. John Gittings *ats.* John Baker, 62-63.
 Margaret [(—)] Gittings], admrx. Thomas, *ats.* Gerrard Slye, 27, 47, 72, 116-121.
 Standley, John, *ats.* Thomas Browne, 197-200.
 Stanesby, John, *ats.* James Mills, 214, 329.
 ats. James Mills, 214.
 stanly, John, & Parker, Henry, Edmondson, John, *ats.* Henry Brent & [Ann (Calvert) Brooke Brent], *ux.* extrx. Baker Brooke, 79, 178.
 Stapleford, Raymond, *v.* Thomas Cooke, 214, 334, 380-382, 452.
 v. Timothy Macknemarra, 40-41, 442; see also *Archives* LXIX, 364-365.
 v. Richard Meekins, 52, 78, 153.
 Staples, Henry, *ats.* James Boullay, 438.
 Stavely, Francis, & Stavely, John, admrs. James Stavely, dec'd, *ats.* George Parker, 440.
 Stavely, James, *ats.* Henry Brent & Ann [(Calvert) Brooke Brent], *ux.*, extrx. Baker Brooke, 177, 187, 290.
 Stockett, Henry, &, admrs. Thos. Salmon, *v.* John Willis, *exr.* Wm. Salisbury, 53, 63, 101-102.
 admrs. Nathan Stiles, *v.* Samuel Hatton, 61-62.
 Stavely, John, Stavely, Francis, &, admrs. Jas. Stavely, *ats.* George Parker, 440.
 Steevens, John, *ats.* Bryan Dailey & Rebecca [(—)] Askin Dailey,] *ux.*, & James Pattison, 369.
 ats. Henry Smith, 211.
 Steeventon, John, *ats.* Cuthbert Drew, 38, 50, 80-81.
 Stevens, William, Senr., *ats.* Lovelace Gorsuch, 79, 168-169, 261-265, 434-435.
 Stockett, Henry, & Stavely, James, admrs. Thos. Salmon, *v.* John Willis, *exr.* Wm. Salisbury, 53, 63, 101-102.
 Stockett, Henry, & Stavely, James, admrs. Nathan Stiles, *v.* Samuel Hatton, 61-62.
 Stonestreet, Thomas, *ats.* John Tyrling, 444.
 Sunderland, John, *ats.* John Locker, 331, 373.
 Swaney, Thomas, *v.* Hugh ffrench, 31, 49, 112, 169, 173, 175, 237-239.
 Sweatnam, Edward, *ats.* Henry Brent & [Ann (Calvert) Brooke,] *ux.*, extrx. Baker Brooke, 189.
 Sweatnam, Richard, *ats.* John Buckeridge & al., 215, 327, 388-389.
 ats. Stephen Bearcroft & Edmond Buckeridge, 388-389.
 ats. Thomas Keeting, 78, 176.
 Swinfen, Francis, *v.* William Sheppard, 213, 328.
 Talbott, Lancelot, *v.* Thomas Vaughan, 452.
 Tarleton, Edward, *v.* James Lewis, 45; see also *Archives* LXVII, 197-198.
 Tarleton, Edward, & Co., *v.* Eliza Greene, at Potter, 34; see also *Archives* LXVI, 234-235.
 Tasker, Thomas, *v.* John Broome, 27, 48, 77, 141.
 Taylor, Michael, & Barnes, Ambrose, *v.* William Coursey, 374.
 Taylor, Richard, *ats.* John Darnall, 438.
 Taylor, Thomas, *v.* Richard Peacock, 438.
 v. William Rawles, 330, 372.
 ats. Josias Lenham, admr. Desjardine, 105.
 ats. Garret Vanswearingen, 215.
 Taylor, Thomas, admr. John Quigley, *v.* Robert Proctor, 439.
 Taylor, Wm., *ats.* Anthony Underwood, 78, 174, 207, 302-304.
 Tennihill, Andrew, *v.* John Bennett, 27, 47, 75, 176.
 v. George Ligan, 30, 51, 78, 175.
 v. Richard Marsham & George Ligan, *exrs.* Charles Gosfright, 30, 78, 175.
 Tennison, Justinian, *ats.* Kenelm Cheseldyne, 30, 50, 76.
 Thomas, Henry, *v.* Robert Thomas, 444.
 Thomas, Robert, *ats.* Henry Thomas, 444.
 Thomas, William, *v.* Gerrard Slye, 29, 50, 83-84, 104-105, 181.
 ats. Randall Henson, 211.
 ats. Richard Houghton (Haughton), 345, 362, 422-423, 454, 459.

- Thompson, George, *ats.* John ILewellin, 345-346, 423-424, 461.
ats. Timothy Parker & Co., 218, 291, 329.
ats. Abraham Reid, 43, 51, 106-107, 246-253, 292.
- Thompson, Robert, *ats.* James, Neale, senr., 79, 174, 175, 210.
- Todd, Jane, *v.* Margaret Gittings at Staggs, 62-63; see also *Archives* LXIX, 75.
- Tovey, Samuel, *ats.* Marmaduke Bowdler, 214, 347-348.
- Towlson (Toulson), Thomas, *ats.* Joseph Pile, 28, 48, 68-71, 185-186.
- Truman, Thomas, *ats.* John Abington, 30, 51, 340, 373.
- Trueman, Thomas, *ats.* Thomas Hagelton, 26, 46, 75, 172, 186, 207, 326, 371; see also *Archives* LXVI, LXIX.
- Turberville, Gilbert, *ats.* Thomas Burnett, 177, 188, 210.
- Turner, Matthew, *ats.* Andrew Abington, 449-450.
- Tyler, Robert, *v.* John Grey, 439.
- Tyrling, John, *v.* Thomas Stonestreet, 444.
- Tyte, George, *v.* Joshua Guibert, 78, 174, 175.
v. Joshua Guibert, 78, 174, 175.
- Underwood, Anthony, *v.* Teage Riggen, 445.
v. Richard smithson, 38.
v. Wm. Taylor, 78, 174, 187, 207, 302-304.
- Uty, Susanna, *v.* John Nickols, 30, 48, 75, 131-134.
v. John Nickols, 30, 75, 126-131.
- Vanswearingen, Garrett, *v.* John Edmondson, 443.
v. Jonathan Sibrey, 443.
v. Thomas Taylor, 215, 322-323.
ats. Henry Lewis, 332, 374.
ats. Thomas Sprigg, 52, 96-97.
- Vaughan, Thomas, *ats.* Henry Brent, 346.
ats. William Coursey, 324.
ats. John Edmondson, 338, 372.
ats. the Proprietary, 363.
ats. Lancelot Talbot, 452.
ats. Robert Yeates & William Jones, 43-44, 214, 279-280, 328.
- Wade, John, *ats.* William Harris, 162-163, 451.
- Wadecar (Waddecar), William, *ats.* John Bird, 330, 428.
- Wahoope, Archibald, *ats.* Philip Hoskins, 177, 188, 210.
- Walkden, James, *v.* Thomas Errington, 51, 93.
- Walls, John, *v.* James Mills, 438.
ats. James Mills, 333, 372.
ats. James Mills, 333, 372, 415-417, 425-427, 463-464.
ats. James Mills, 333, 372.
- Walls, John, Pemberton, Thomas, &, *v.* James Mills, 438, 458, 461.
- Ward, Henry, *ats.* Jonathan (Sibrey) Sybrey, 214, 330, 428.
- Warren, Ignatious, *ats.* Robert Carville, 113, 174, 210.
- Warring, Bassill, *ats.* ffrancis Buxton, 53.
- Watkins, Edward, *v.* Wm. Hill & Jno. Phillips, 27, 48, 104, 111.
- Watkins, Edward, *v.* Thomas Clipsham, 444.
v. John Phillips, 30, 49, 76.
- Watkinson, John, *v.* Thomas Collins, xviii, 12-13, 108-109, 173, 175, 178, 200-203, 233, 348-359; see also *Archives* LXIX, 401.
- [Watson,] Jane [Williams] ux., admrx. William Williams, Watson, John, and, *ats.* John Bearcroft, 340; see also *supra*, 93-94.
- Watson, John, & [Watson,] Jane [(Williams)] ux., admrx. William Williams, 340; see also *supra* 93-94.
- Weekes, Joseph, *ats.* Griffith Jones, 332, 372.
- Wells, George, *ats.* James Figett, 333.
- Wells, Richard, *ats.* Morgan Jones, 26.
- Wheeler, James, *ats.* Thomas Hussey, 37.
ats. John LeMarre, 331, 371.
- White, John, *ats.* Marke Cordea, 445.
- Whitehouse, William, *v.* Richard Lloyd, 444.
- Whittacre, William, *ats.* George Parker, 443.
- Whittington, John, *v.* William Hemsley, 213, 315-316, 326, 442.
v. George Mathewes, 444.
- Wildblood, Joseph, *ats.* John ILewellin, 189.
- Williams, Jane, admrx. Wm. Williams, *ats.* John Bearcroft, 37, 50, 93-94; see also *Archives* LXVIII, 198-199.
- Williams, Joshua, *ats.* Henry Lawrence & ffrances [(—)] Hyde] his wife, extrx. Henry Hyde, 193.
- Willis, John, exr. Wm. Salisbury, *ats.* Henry Stockett & James Stavely, admrns. Thos. Salmon, 53, 63, 101-102.
- Wilmer, Simon, *ats.* Nicholas Painter, 28, 51, 76.
- Wilmer, Simon, agent of Capt. Richard Perry, *ats.* John Darnall, 54, 112, 165-166, 195.
- Wilmott, John, *ats.* William Howes, 213.
- Windowe, William, *ats.* Martha Ridgely [Mrs. Robert], 333.
- Wood, John, *ats.* Joseph Eaton, 30, 51, 77, 173, 187, 253-254, 316, 450.
- Worth, John, *ats.* John Llewellin, 333, 431.
- Wright, John, *ats.* Robert Skinner, 330, 372, 445.
- Wright, Solomon, *ats.* George Parker, 443.
- Wynne, John, *ats.* William Jones, 52, 77, 174, 187, 210.
- Wynne, Thomas, *v.* Arthur Hart, 192.
v. Andrew Insley, 53.
ats. William Boareman, 212.
ats. Thomas Griffin, 443.
ats. Clement Hill, 52, 112.
- Yate, George, *ats.* Henry Brent & [Ann (Calvert) Brooke,] ux., extrx. Baker Brooke, 79, 176.
- Yeabesly, Thomas, *v.* Richard Gardiner, 29, 59, 91, 194.
- Yeates, Robt. & Jones, Wm., *v.* John Edmondson, 278-279, 338.
v. Thomas Vaughan, 43-44, 214, 279-280, 328, 338.
- Yoakely, Michael, *v.* John Blomfield, 445.
v. Lawrence Knowles, 443.
- Yore, James, *ats.* Stephen Murty, 343, 421-422, 453-454.

INDEX

- Abbington, Andrew, St. Mary's County gentleman, 42-43, 43, 66, 74, 106, 143, 173, 225, 246, 248, 251, 253; *see also* Table of Cases.
- Abbot, Edward, 219.
George, of Calvert County; *see* Table of Cases.
- Abington, John; *see* Table of Cases.
Thomas; *see* Table of Cases.
- Absconding of oneself, 15, 60, 339, 361; *see also* Not found
- Account of Addison-Cordea goods seized by Rousby, 405, 407.
Drawing up of, 267.
Failure to give, xii.
For attorney's fees, 437.
Production of, in court, 1, 3, 25, 150, 171, 260, 271, 378-379, 409-410, 416, 461.
Readiness to give, 377-378.
- Acknowledgment of satisfaction, 43, 54, 179, 184, 361, 369, 458.
- Act of Assembly of October 20, 1678, against disposing of tobacco received by the sheriff and others, 235, 236; *see also* *Archives* VII, 77.
- Of April 17, 1661, for the appointment of certain officers, 346, 362, 455, 457; *see also* *Archives* I, 411-412.
- Of April 13, 1674, Concerning the impanelling of the grand inquest, 455; *see also* *Archives* II, 392, 462.
- Of April 13, 1669, for the limitation of certain actions, 129, 389; *see also* *Archives* II, 201-202.
- [April 27, 1669], concerning attachments, 31, 35, 39, 45, 57, 60, 61, 62, 63, 113, 165, 179, 180, 183, 193, 216, 217, 336, 339, 344, 369, 440, 446, 450, 462; *see also* *Archives* II, 206-209.
- Of May 16, 1676, for the limitation of officers' fees, 200, 461; *see also* *Archives* II, 532-537.
- Of May 15, 1676, concerning the publication of marriages, xxiii, 121-122; *see also* *Archives*, I, 442-443; *ibid.*, II, 522-523.
- Of October 20, 1678, For appeals and regulating writs of error, 128, 133, 134, 235; *see also* *Archives* VII, 71-73.
- Of May 16, 1676, Relating to servants and slaves, 40, 141-142, 144, 167, 171, 197, 453, 455; *see also* *Archives* II, 523-528.
- Act of Parliament, April 22, 1539-April 21, 1540, 31 Hen. VIII, c. 30, concerning the ill-joining of issue, 236.
February 4 [1588], 31 Elizabeth, Concerning informers, 122-123.
21 James, Place of commission of offenses, 123.
1664, 15, Charles II, for trade in English bottoms, 20.
13 & 15 Charles II, c. 7 For preventing frauds in his Majesty's customs, 20.
- Adams, Richard, of Cecil County, 223.
Richard, Dorchester County, 223.
Thomas, 117.
- Addison, Mr. 196, 197.
John, St. Mary's County gentleman and merchant, 105, 117, 155, 169, 185, 287, 243, 386, 403, 464; *see also* Table of Cases.
- Adkins, Richard, dec'd, 212; *see also* fisher, Thomas, adr.
- Adloe (Edloe?), Joseph, 258; *see also* Edloe.
- Administrator, Liability of, 277.
- Admiralty, Case in, 20.
- Affrightment, Articles of, 425.
- Affros of his cart, Reservation of, from attachment, 268.
- Aldred, Samll; *see* Table of Cases.
- Alexander, Hannah, of Treadavon, 330; *see also* Holland, Hannah; Table of Cases.
- "Alexanders Place", Dorchester County, 220, 222, 224, 225.
- Alford, John; *see* Table of Cases.
- John, of Dorchester County, 169, 191, 193, 456; *see also* Table of Cases.
- Alien, Ineligibility of, for jury service, xviii, 357; *see also* Foreigner.
- Allen, John, dec'd, 215; *see also* English, Edward, admr.
Samuel, merchant of Southampton, England; *see* Table of Cases.
- Allowance in lieu of freight & customs, 271.
- Alvey, Ann, Mrs. Pope, admrx; *see* Table of Cases; Alvey, Pope, dec'd.
- Pope, dec'd, 59; *see also* Alvey, Ann, admrx.
- Alward, John, 239, 256, 269, 356; *see also* Aylward.
- Alwood, John, Charles County, 205.
- Amercement, Failure to impose, 140.
- Andrew, George, 147.
- Ankitt, ffrancis, 460.
- Anne (ship), of London, 69.
- Anne Arundel County, Coroner of, 200; *see also* *Archives* LXIX, 133.
Court day in, 11.
Court house of, at the Ridge, 11.
Court of, attorneys in, 9, 10, 11.
Judgment in, 6.
Sheriff of, 6, 61, 79, 100, 105, 184, 200, 212, 215, 216, 293, 333, 457; *see also* Welsh, John; franklin, Robert; *Archives* LXIX, 133.
Under sheriff of, 390; *see also* Betenson, Edmund.
- Anne Arundel Manor, 304, 447.
- Annunciation, Feast of (March 25), 304.
- Appeal from county court, 30, 47, 75, 78, 112, 128, 132, 178, 235, 371, 373; *see also* counties concerned.
- Appeal, Delay in filing, 130, 134.
Difference between, & writ of error, 236.
- Appertenance to land, 184, 247.
- Apple trees, Planting of, 87.
- Appraisal of goods attached, 32, 33, 44, 58, 462-463.
- Arbitrators, Award by, 240-241, 243, 265, 405-406.
failure to make, 240, 262, 404, 406.
Choice of, 403.
- Archer, Peter; *see* Table of Cases.
- Armiger, Thomas, 137.
- Arrears of rent, 265, 266.
- Arrest as bar to jury service, 105.
- Fee for, 119.
- Freedom from, while on duty, 457.
- Writ of, 15, 35, 60, 62, 63, 91, 93, 113, 130, 131, 135-36, 138, 178, 179, 182, 183, 184, 190, 192, 215, 216, 275, 317, 320, 335, 337, 345, 369, 391, 401, 407-408, 420, 421, 428, 449, 450.

- Arrest of judgment, xiv, xviii, 47, 71, 72, 117, 144, 219, 233, 254, 316, 320, 334, 350-359, 363, 370-371, 374, 377, 386, 395, 412, 414-415, 415.
- Reasons for, Failure to file, 412.
- Filing of, 363, 386.
- Articles of agreement, 86-87.
- As to justice appertains, 13, 107, 108, 110, 111, 201, 207, 222, 228, 230, 231, 249, 250, 351, 353, 355, 435.
- Asbiston, Saml
- Ashfirth, *see* Ashford
- [Ashford] Ashfirth, Michael, 63, 110, 203, 205, 206, 218.
- Rachell, Mrs. Michael, 63, 110, 203.
- Askin, John, 23.
- John, dec'd, 369; *see also* Dailey, Rebecca [(—) Askin], *extr.*
- Ashcombe, John; *see* Table of Cases.
- Aspen tree, as boundary, 163.
- Assault, Charge of, 71-72, 417, 418.
- Assets, Absence of, 181.
- Atkey, John; *see also* Table of Cases.
- Atkins, Richard, dec'd, 179; *see also* ffisher, Thomas, *admr.*
- Attachment, 30, 32, 34, 35, 36, 37, 39, 44, 56, 60, 61, 62, 63, 72, 113, 114, 165, 179, 180, 182, 183, 190, 191, 192, 193, 194, 195, 216, 217, 336, 339, 344, 345, 369, 440, 441, 445, 448, 449, 462.
- Limitation on, 45, 268.
- Attorneys and attorneys-at-law, 160.
- Admission of, by special favor of the Court, 122.
- And other officers of the [Provincial] Court, 9; *see also* Privilege, Writ of.
- Appearance of, in proper person, 141.
- Appointment of, to plead for the Proprietary, 40.
- Assignment of, to represent pauper, 289, 456.
- Consent of, to continuance, 408.
- As defendant in court, 19, 218, 345.
- Disbarment of, 11.
- Fees from, to the secretaries, 452.
- Fees to, 137, 437.
- For defense, Entrance of appearance by, 255, 455.
- Necessity of freedom before swearing in, xii, 116.
- Oath of, 10.
- As officers of the Court, 9.
- Petition of, for continuance of all his cases, 453.
- [Reproof to], from the Provincial Court, 290.
- Suit against, 443.
- Swearing in of, xii, 115, 116, 171.
- Training of, 115.
- Attorney, Blackiston, Nehemiah.
- Boteler, Charles.
- Burford, Thomas.
- Carville, Robert.
- Cheseldyn, Kenelm.
- Jones, Griffith.
- Painter, Nicholas.
- Parker, George.
- Ridgely, Robert.
- Rousby, Christopher.
- Rousby, John.
- Thompson, George.
- Underwood, Anthony.
- Atwood, Richard, 23, 252; *see also* Table of Cases.
- Auditors, Appointment of, 149-150, 287, 330, 378.
- Award by arbitrators, Delay in making, 406.
- Axe, Value of, 25.
- Aylward, John, 376; *see also* Alward.
- Bacey, *see* Bassey.
- Bail, Special, 101, 106, 162, 194, 334, 335, 345, 346, 433, 456, 458, 459, 463, 464.
- Discharge from, 460.
- Bail bond, Delivery of, to plaintiff's attorney, 112, 216, 339, 428.
- Delivery up of, 457.
- Insufficiency of, 46.
- Bailey, Ambrose, Charles
- County carpenter; *see* Table of Cases.
- John, 66, 143.
- Richard; *see* Table of Cases.
- Baines (Baynes), Ann [(Brooke)], Mrs. Christopher, 107, 226, 227, 326.
- Christopher, 107, 226, 227, 326.
- Baize, Cost of, 3.
- Baker, Mr. [, innholder?], 200.
- Abraham, 225; *see also* Table of Cases.
- [—] Neck, Mrs. Abraham,] *extr.*; *see* Table of Cases.
- John, St. Mary's County innholder, gentleman, 23, 170, 196; *see also* Table of Cases.
- Roger; *see* Table of Cases.
- Balderstone, of Kent County 105; *see also* Desiardine's Administrators.
- Ballard, Jarvis, 165.
- Balley, John, 55.
- Baltimore, Manor of, 197, 198.
- Baltimore County, Clerk of, 126, 138; *see also* Johnson, Henry; Hedge, Thomas.
- Commissioners of, 135; *see also* Baltimore County, Justices of.
- Court of, 131; *see also* Baltimore County, Commissioners of.
- Adjournment of, 138.
- Appeal from, 30, 37, 48, 75, 128, 132, 133.
- Failure of, to give judgment after jury finding, 140.
- Writ of error from, 51, 77, 112, 343, 366, 435.
- Deputy clerk of, 126; *see also* Hedge, Thomas.
- Jury of, 128, 132.
- Justices of, 122, 132; *see also* Demondadiere, Anthony.
- Sheriff of, 28, 37, 44, 50, 52, 56, 127, 215-216, 293, 369, 429; *see also* Stanesby, John.
- Summoning of jury by, 137.
- Bancroft, Thomas, 120.
- Banister, James, 459.
- Banks, Thomas, *admr.*; *see* Table of Cases; Beckwith, George, dec'd.
- Banns of matrimony, Notice of publication of, 126.
- Barbados Island, Trade with, 148, 254ff, 375ff, 425.
- Barber, James, 257.
- Luke, St. Mary's County, 258.
- Barley, Value of, 87.
- Barnes, Ambrose; *see* Table of Cases.
- John, Dorchester County innholder, 23; *see also* Table of Cases.
- Barratry, Charge of, xvii, 11.
- Bassey (Bacey), Michael, of Dorchester County, 152; *see also* Table of Cases.
- Bathurst, Charles; *see* Table of Cases.
- Battle Creek, Calvert County, 231, 241.
- Baynes, *see* Baines.
- Beach, Elias (Elas, 249, 250.
- Beale, Ninian, deputy surveyor of Calvert Co'ty, 229, 231, 232.
- Thomas, 249, 250.
- Beamon, John; *see* Table of Cases.
- Beacroft, John, 185; 287; *see also* Table of Cases.
- Stephen, English merchant; *see* Table of Cases.
- Stephen, 327; *see also* Buck-eridge, John, et al.
- Bauleiu, Thomas, 195, 196.
- Beaver skins, Promise to deliver, 399.

- Beckwith, George, dec'd, 333, *see also* Bankes, Thomas, admr.
 Bed ticks, Value of, 26.
 Beech, Elias, 23; *see also* Table of Cases.
 Thomas, of Ann Arundel County, 6.
 Beech as boundary tree, 231.
 Beedle, Edward, commissioner of Baltimore County, 132, 135, 136, 138, 139.
 Bell, Barbara; *see* Table of Cases.
 Henry, 118-119.
 William, 356.
 Benjor [*sic*], Robert, 137; *see also* Table of Cases.
 Bennet, George; *see* Table of Cases.
 John, 3; *see also* Table of Cases.
 Bennett, Desborough, dec'd, 370; *see also* [Blangey, Mary (—) Bennett,] ux., extrx.
 Benson, John, 461.
 Berry, William, Talbot County planter & servant, 240; *see also* Table of Cases.
 Berwick on Tweed, Loading of vessel at, 20, 21.
 Beston, George; *see* Table of Cases.
 Betenson, Edmund, under sheriff of Anne Arundel County, 6.
 Bigger, James, 235.
 Bill of exchange, 80, 81, 89, 259.
 [Bird,] Eliza [(—) Lewis Mrs. John], extrx.; *see* Table of Cases; Lewis, Henry, dec'd.
 Bird, John, 137, 274; *see also* Table of Cases.
 William, Dorchester County, 234.
 Bishopp, Abraham, Talbot County, 352.
 Blake, francis; *see* Table of Cases; Bodkin's Executors.
 Thomas; *see* Table of Cases.
 Blakiston, Nehemiah, attorney, 63; *see also* Table of Cases.
 Bland, Thomas; *see also* Table of Cases.
 Admission of, as attorney, 9.
 Arrival of, in Province, 9.
 Blangey, Lewis; *see* Table of Cases.
 Mary [(—) Bennett,] ux., extrx; *see* Table of Cases; Bennett, Desborough, dec'd.
 Blankenstine, William, 145, 160.
 Bleeke, Edward, London merchant, 57.
 Blomfeild, John, cryer of the Provincial Court, 168, 288; *see also* Table of Cases.
 Boareman (Boarman), William, sheriff of St. Mary's County, xv, 35, 45, 63, 112, 162, 172, 180, 182, 183, 186, 190, 193, 252; *see also* Table of Cases.
 Boaring, *see* Boreing.
 Boats, Hire of, 200, 387, 415.
 Bodkin, Dominick, dec'd, 330, 446; *see also* Bodkin's Exrs.
 James, Charles County merchant, 337.
 exr.; *see* Table of Cases; Bodkin's Executors.
 Bodkin's Executors, 341, 342, 446; *see also* Table of Cases; Kervan, Peter;
 Blake, francis; Bodkin, James.
 Body (bodice, corset), Value of, 25.
 Bond, Forfeiture of, 324.
 For deer skins, 13.
 To deliver title, 319.
 To fulfill award of arbitrators, 240, 261-262.
 For good behavior, 457.
 For good usage of servant, 40.
 To indemnify the Court, 36, 44, 57, 166, 191, 192, 441.
 Of office as deputy surveyor, 157-158.
 Of office as sheriff, 457.
 To pay judgment, if imposed, 128.
 To prosecute an appeal, 235. *see also* Recognizance.
 Bonner, Henry, gentleman, 73; *see also* Table of Cases.
 Boone, John, of Talbot County, 14.
 Boreing, (Boaring), Jno., comm'r of Baltimore County, 131, 136, 138.
 Boteler, Charles, attorney, xiv, 16, 27, 30, 53, 64, 79, 106, 107, 152, 154, 162, 166, 172, 178, 184, 236, 239, 276, 286, 340, 434, 443, 449, 464.
 Boughton, Richard; *see* Table of Cases.
 Boundary trees, Falling of, 110.
 Boundary tree, Aspen.
 Beech.
 Cedar.
 Chestnut.
 Gum.
 Hickory.
 Locust post.
 Oak, Red.
 Oak, White.
 Poplar.
 Pokicory (hickory).
 Bowdle, Thomas, Talbot County planter, 155, 185, 287; *see also* Table of Cases.
 Bowdler, Marmaduke, English woolen draper; *see* Table of Cases.
 "Bowdles Choice", Calvert County, 296.
 Bowes Brook, Calvert County, 296.
 Bowlen, John, of Calvert County, 231, 232.
 Bowling James, St. Mary's County gentleman, 320, 325, 348, 384, 409, 458; *see also* Table of Cases.
 Bowman, John; *see* Table of Cases.
 Thomas, *see* Table of Cases.
 Braday, Jno.; *see* Table of Cases.
 Bradsher, John, 320, 325, 348.
 Brand mark of gelding, 65.
 Branding for hog stealers, 385.
 Brandt, Randall, Deputy surveyor of St. Mary's County, 107, 111, 203, 249, 250.
 Brandy, Cost of, 3, 26, 388.
 Breaking bulk before entry, 23.
 [Brent,] Ann [(Calvert) Brooke, Mrs. Henry,] extrx., *see also* Table of Cases; Brooke, Baker, dec'd.
 Brent, Henry, *see also* Table of Cases.
 Brice, William, *see also* Table of Cases.
 Brigantine, Value of, 218.
 Brill, William, *see also* Table of Cases.
 Broadcloth, Value of, 25.
 Broadhurst, Thomas, 356.
 Broadway, Nicho.; Talbot County, 352.
 Brockos, Capt. (Indian), 253, 292.
 Brome, *see also* Broome.
 Brooke, Baker, dec'd, 77; *see also* [Brent, Ann (Calvert) Brooke,] extrx.
 Brooke, Mr. Charles, of Calvert County, 229.
 Elizabeth, 141; *see also* Cosden, Elizabeth (Thompson) Brooke, Mrs. Thomas.
 John, of Dorchester County, 114.
 Robert, error for William, 141.
 Robert, (i.e., William), son of Elizabeth Brooke, 141.
 Roger, Calvert County gentleman, *see also* Table of Cases.
 William, son of Robert, 141, 340.
 Brooke Creek, 107, 226.
 "Brook Ridge (Brookes)", Calvert county, 107, 108, 226, 230, 231, 233, 326.
 Broome, John, 449; *see also* Table of Cases.

- Browne, David, *see also* Table of Cases.
 Ffrancis, indentured servant, 82, 181.
 John, of Calvert County, 147, 219.
 John, error for Browne, Thomas, q. v., 197.
 Perragrane, *see also* Table of Cases.
 Samuel, 459.
 Thomas, Talbot County planter, 197; *see also* Table of Cases; Browne, John.
 Bryant, Robert, *see* Table of Cases.
 Buck skins, *see also* Deer skins.
 Buckeridge, Edmond, *see* Table of Cases; Buckeridge, John & al.
 Buckeridge, John, & al., English merchants; *see* Table of Cases; Bearcroft, Stephen.
 Bucknall, Elizabeth, 171.
 Buckwheat, Growing of, 87.
 Burditt, John, of St. Mary's City, 15, 16.
 Burford, Thomas, attorney, xiv, 11, 30, 31, 52, 63, 65, 79, 85, 110, 155, 162, 165, 177, 188, 206, 213, 215, 216, 219, 238, 253, 261, 265, 268, 274, 323, 331, 345, 350, 362, 366, 367, 392, 396, 409, 411, 412, 413, 422, 429, 430, 437, 440, 441, 444, 445, 448, 456; *see also* Table of Cases.
 attorney general, 46, 276, 277, 290, 312, 313, 363, 365.
 Burges, William, *see* Table of Cases.
 Burges, Col. William, justice of the Provincial Court, ix, 280-290, 294, 295, 371.
 Burnett, Thomas, *see* Table of Cases; Barnett.
 Bushwood, St. Mary's County, 70, 82, 265, 270.
 Bussey, Henry, son of Henry, dec'd, 366.
 Bussey, Henry, dec'd, 366.
 Butcher, John, *see* Table of Cases.
 Butler, Christopher, a carver, 142.
 Butler, John, tailor, 260.
 Buttrum, Nicholas, 366.
 Buxton, Francis, *see* Table of Cases.
 Calico, colored, Value of, 25.
 Calico, Value of, 25.
 Calvert, Jane [(Sewell)], admrx; *see* Table of Cases; Calvert, Philip, dec'd.
 Calvert, Jane [(Sewell)], Mrs. Philip, *see* Table of Cases.
 Calvert, Philip, justice, chancellor, & commissary general, xii, 1, 4, 7, 18, 46, 65, 104, 115, 134, 172, 209, 243, 267, 306, 384; *see also* Table of Cases.
 Calvert, Phillip, House of, at St. Peter's, 19.
 Calvert, William, justice and principall secretary, 1, 46, 65, 115, 150, 172, 196, 199.
 Calvert County, Clerk of, Failure of, in duty, 290.
 Calvert County, Commissioners of, 290-291; *see also* Calvert County, Court of.
 Calvert County, Coroner of, 108, 228, 326; *see also* Craycroft, John.
 Calvert County, Court of, Attorneys in, 9, 10, 11.
 Calvert County, Court of, Appeal from, 30, 47, 51, 75, 78, 112, 178.
 Calvert County, Coroner of, 457; *see also* Craycroft, John.
 Calvert County, Court of, Order from, 40.
 Calvert County, Sheriff of, 15, 36, 62, 104, 165, 184, 194, 217, 293, 326, 447, 448, 462; *see also* Ladd, Richard; Jowles, Col. Henry.
 Calvert County, Sheriff of, Amercing of, 28, 49, 51; *see also* Jowles, Henry.
 Calvert County, surveyor of, 108, 228, 229, 449; *see also* Beale, Ninian; Edelen, Richard.
 Calverton Manor, 230.
 Cambell, *see* Campbell.
 [Campbell] Campbell, John, 252.
 Candles, Cost of, 3.
 Cannaday, William, of Talbot County, 94.
 Cannon, Thomas, 38, 128, 132; *see also* Table of Cases.
 Canvas, Value of, 25.
 Captain Brockos, an Indian, 253, 292.
 Carew, Evan, under-sheriff of Cecil County, xviii, 59, 60, 114, 356, 357.
 Carnell, Daniel, *see also* Table of Cases.
 Carpenter, John, of Calvert County, 228.
 Carpenter, William, *see also* Table of Cases.
 Carpenter (tradesman), 8, 195.
 Carr, Walter, 184.
 Carrington, John, 57.
 Carter, Edward, 98, 99.
 Cartwright, Demetrius, dec'd, of Calvert County, 53, 296, 297; *see also* Edwards, Symon, & ux., & Gyatt, Jno., & ux., exrs.
 Cartwright's Exrs., 172; *see also* Edwards, Symon & ux., & Gyatt, John, & ux.
 Carver, Impropriety of being one's own, 120.
 Carville, Robert, attorney, xiv, 1, 5, 7, 12, 26, 29, 30, 38, 39, 43, 46, 53, 55, 56, 61, 62, 63, 64, 71, 79, 81, 83, 86, 91, 93, 95, 96, 97, 106, 110, 112, 113, 115, 117, 122, 127, 131, 145, 146, 147, 151, 156, 164, 168, 177, 183, 185, 189, 191, 192, 206, 214, 215, 216, 218, 248, 254, 258, 261, 266, 267, 268, 275, 279-281, 291, 302, 305, 312, 313, 316, 319, 322, 324, 333, 334, 337, 338, 339, 340, 341, 343, 345, 346, 348, 349, 360-361, 361, 362, 369, 370, 375, 380, 383, 387, 390, 393, 394, 396, 403, 408, 411, 415, 418, 420, 421, 423, 425, 428, 430, 433, 434, 436, 438, 439, 440, 443, 464; *see also* Table of Cases.
 Carville, Thomas, St. Mary's County planter, *see also* Table of Cases.
 Cassock, John, 239, 256, 269, 356, 376.
 Casual ejector, 12, 43, 63, 64, 100, 106, 107, 108, 110, 200, 203, 220, 227, 248, 305, 350, 365, 367, 434, 435, 449, 464.
 Catterson, Francis, of St. Mary's County, 56, 170, 361, 416, 418; *see also* Table of Cases.
 Cattle, Attachment of, 32, 33.
 Cattle, Increase of, Division of, 87.
 Cattle mark, 384, 385.
 Cause, Abatement of, for death of defendant, 112, 176, 177, 290, 329, 340, 422, 435.
 Cause, Abatement of, for death of plaintiff, 54, 329.
 Cause, Continuance of, 26, 27, 28, 30, 37, 45, 46, 47, 48, 49, 50, 51, 53, 64, 72, 74, 75, 77, 78, 112, 113, 173, 174, 175, 179, 186, 186-188, 207, 210, 227, 252, 326-327, 330, 350, 352, 363, 370, 371, 371-373, 375, 433, 434, 435, 438, 449, 452, 463, 464, 465.
 Cause, Continuance of, for the Court to consider, 186, 371.
 Causes, Continuance of, From illness of attorney, 375.
 Causes, Continuance of, by consent of both attorneys, 27, 175, 178, 210, 290, 428, 432, 452.
 Causes, Discontinuance of, 38, 45, 186.
 Causes, Dismissal of, 65, 112.
 Cause, Settlement of, by agreement, 26, 37, 52-53, 53, 75,

- 76, 78, 111, 175, 176, 178, 182, 189, 190, 210, 211, 212, 327-329, 333, 366, 374, 435, 438, 444, 445.
Cause, Striking of, from docket, 105, 178, 330, 334, 432.
Cause, Withdrawal of, by plaintiff, 440.
Causes, Wrongful joining of, in one action, 120-121.
Cecil County, Commissioners of, Writ of error to, 80, 330.
Cecil County, Coroner of, 286; *see also* James, John.
Cecil County, Coroner of, amercing of, 445.
Cecil County, Sheriff of, 27, 49, 59, 293, 303, 334, 339, 428; *see also* Sybrey, Capt. Jonathan; English, Edward.
Cecil County, Sheriff of, 59, 101, 102, 190, 193, 213, 216; *see also* English (English), Edward.
Cedar as boundary tree, 109, 201.
Cepi, Return of, by sheriff, 38, 49, 50, 51, 61, 112, 178, 216, 334, 339, 456, 458, 463.
Certificate of being a freeman, 115.
Champer Creek, Talbot County, xviii, 201, 202, 203, 349.
Chancellor, as issuing officer for all writs, 135.
Chancery, High court of, 19.
Chandler, Col. William, sheriff of Charles County, 8, 38, 60, 205, 337, 410, 440, 441, 445.
Chapcho Manor, 55, 319.
Charles, John, a pauper, of St. Mary's County, 456.
Charles (ship), 207.
Charles County, Court of, Writ of error from, 37, 370.
Charles County, Sheriff of, 8, 38, 47, 60, 61, 204, 205, 291, 293, 336, 343, 344, 440, 441, 445, 446; *see also* Chandler, William.
Charter party, Breach of, Signing of, 27.
Chase, John, *see also* Table of Cases.
Cheese press, 44, 58.
Cheseldyn, Kenelm, attorney, xiv, 6, 14, 38, 42, 43, 52, 63, 79, 81, 91, 96, 98, 104, 106, 134, 144, 147, 153, 158, 164, 170, 179, 183, 189, 193, 194, 197, 214, 247, 258, 260, 274, 276, 286, 289, 307, 317, 332, 335, 339, 363, 365, 369, 375, 381, 388, 390, 394, 397, 399, 413, 416, 418, 421, 425, 428, 431, 441, 443, 448, 456; *see also* Table of Cases.
Attorney general of the Proprietary, 46.
exr.; *see also* Table of Cases;
Jones, John, dec'd.
Chesheire, William, St. Mary's County, planter, xiv, 55; *see also* Table of Cases.
Chestnut tree, as boundary tree, 302, 303.
Chew, Samuel, 98, 99, 184.
Chickamocco Creek, *see* Phillips Creek.
Chilcott, Anthony, 54.
Chillman, Richd., dec'd, 28; *see also* Slye, Gerrard, admr.
Chirurgion, Procuring of, for ill servant, 169.
Chirurgeons, Gunnell, George. Husbands, Edward. Lewis, Henry. Lockerman, Jacob. Maddox, Edward. Peirce, John.
Chittam, John, of Calvert County, 228, 231, 232.
[Christenson's Executors], xx-xxi, 112, 146, 170, 254-256; *see also* Table of Cases;
Dixon, William Exr.; [Dixon, Elizabeth (—)] Christenson, Mrs. Wm., exr.] ux.; Taylor, Thomas, exr., Sharpe, Wm.
Christison, Elizabeth, dau., xxii. Elizabeth, xxii; *see* Digges, Elizabeth (Gary) Harwood Christison, exr. Mary, xxii. Mary, xxi-xxii.
Christison, Wenlock, xx, 254-256; *see also* Christenson's Executors.
Cider for the jury, 171.
Clagget, Thomas, Calvert County; *see* Table of Cases.
Clare, frances, servant woman, 377, 379.
Claret, French, Importation of, into Maryland, 21, 22, 23.
Clarke, John, 63, 110, 203. Mr. [Robert], Surveyor General, [1648-1664], 110, 204, 205. Thomas, 148.
Clawe, Sarah; *see* Table of Cases.
Clayland, James, *see also* Table of Cases.
Clements, John, dec'd, 38, 39; *see also* [Derumple,] Mary [(—)] Clements, Mrs. James], admx.
Clerk, Fees to, 119, 137, 406.
Clerk (clergyman), 314, 315.
Cleverly, Thomas, of Calvert County, 362.
Cliffs of Calvert, 16, 447.
Clipsham, Thomas; *see* Table of Cases.
Clocker, Daniel, 155, 320, 348, 360; *see also* Table of Cases.
Close, Breaking of, 153.
Cloth, fine mixed, Price of, 347.
Cloud (Clowd), Richard, 66, 74, 143, 397.
Coates's store, Charles County, 341.
Cocket, Delivery of, on entry of vessel, 23, 24.
Cocks, William, clerk of the Provincial Court, xii, 115, 170, 185, 199, 253, 278, 294, 295, 334, 342, 371, 406, 432.
Cole, Robert; *see* Table of Cases. William, 66, 74, 143.
Colebourne, Col. William, of Somerset County, 104; *see also* Table of Cases.
Coleman, Ellis; *see* Table of Cases.
Collins, Thomas, Talbot County planter; *see* Table of Cases.
Colloway, Peter, 147.
Collyer, francis, 165. James, 128, 132, 137.
Commission, To auditors, 149-150, 241, 287, 329-330. To justices of the Provincial Court, 294.
Common law proceedings, Injunction to stop, 141.
Condemnation, Prayer for, 44, 57, 58, 191, 192.
Congden, James, English merchant, 397; *see also* Table of Cases.
Consideration, Indispensability of, 118, 119.
Constable, Wrongful action by, 143.
Contrary to evidence, Charge that jury verdict is, 357.
Conversion of goods found, 422, 430; *see also* Loss of goods.
Coode, John, 104; *see also* Table of Cases.
Cooke, Edward, of Dorchester County, 2, 8, 12, 17, 41, 234, 452, 456, 460, 461; *see also* table of Cases.
Dwelling plantation of, in Little Choptanke River, 381.
Cooke, Thomas, of Dorchester County, 302, 311, 317, 362, 386; *see also* Table of Cases. William, 354.
Cooper, Benjamin, sea captain, 69. Nicholas, 440.
Samuel, Somerset County, 459; *see also* Table of Cases.
Cooper (tradesman), 98.
Coram non iudice, 133.
Cordea, Marke, St. Mary's County merchant, xx, 382,

- 388, 409, 423, 430, 455; *see also* Table of Cases.
- Corn, English, 87.
Value of, 87, 205.
- Coroner, Duties of, 108, 230.
- Cosden, Elizabeth (Thompson) Brooke, Mrs. Thomas, 141.
- Cosden, Thomas, 46, 141, 340; *see also* Table of Cases.
- Costin, Henry, 354.
- Costs, Payment of, by defendant for both sides, 151.
By each party for himself, 317.
By each party for the other, 43, 63, 64, 227, 248, 350, 366, 367, 434, 435, 449, 450.
Recovery of, 3, 44; *see also* *Archives* VII, 374, 378.
Security for payment of, 362.
Taxation of, 461.
- Cost of resurvey, 250.
- Cotton cloth, Price of, 347.
see also Kendall cotton.
- Couch, 405, 406.
- Counsel, Assignment of, to pauper, 289.
- Country, Putting oneself upon, 2, 7, 17, 23, 25, 66, 67-68, 71, 72, 82, 84, 90, 117, 127, 137, 139, 143, 145, 147, 153, 225, 218, 238, 245, 254, 256, 266, 269, 287, 301, 317, 320, 356, 376, 380, 382, 388, 393, 396, 398, 407, 409, 412, 414, 416, 417, 423, 430.
- County records, Failure to return, 80.
- Coursey, Col. Henry, justice of the Provincial Court, 357, 358.
Appointment of, as chief justice, 294.
Major William, of Talbot County, 40, 324, 354, 357, 358, 365, 435, 460; *see also* Table of Cases.
- Court, Putting oneself upon, 93; *see also* Country, Putting oneself upon.
- Court day for county courts, 11.
- Courtney, Thomas, 155, 185, 287; *see also* Table of Cases.
- Covenant, Plea to hold, 270, 296.
- Covell, Richard; *see* Table of Cases.
- Cowley, Capt. George, 3.
- Cox, Edward; *see* Table of Cases.
- Crane, Richard, of St. Mary's County, 104, 258; *see also* Table of Cases.
- Cranford, James, *see* Crawford.
- Crauford, James; *see* Table of Cases; Cranford, James.
- Craycroft, John, coroner of Calvert County, 108, 228, 229, 230, 232, 326, 384, 457.
- Cristison's Exrs., *see also* Table of Cases; Dixon, Wm.;
- Dixon, Elizabeth (Gary) Harwood Cristenson, Mrs. Wm.; Sharpe, Wm.; Taylor, Thomas.
- Cromwell, William, 128, 132.
- Crouch, Joseph, Talbot County, 352.
- Crowe, Gurney, (Gourney), Dorchester County, 105, 161; *see also* Table of Cases.
- Cullens, James; *see* Table of Cases.
- Cure of disease, Impossibility of making, 414.
- Currants, Cost of, 3.
- Currey, Thomas, 144, 145.
- Curwin, George; *see* Table of Cases.
- Custody, Discharge from, 162, 178.
- Custom of merchants, 89.
- Custom of the country, concerning servants without indentures, 167.
- Customs collector, Royal, 19; *see also* *Archives* LXIX; Rousby, Christopher.
- Dailey, Bryan, 382, 388, 423, 431; *see also* Table of Cases.
- Rebecca [(—) Askin,] ux., 369; *see also* Table of Cases; Askin, John, dec'd.
- Damage, Suit for, 2, 16, 40, 68, 71, 81, 383, 411.
- Damages, Assessment of, by Court, 159.
By jury, 74, 85, 117, 121, 127, 144, 185, 239, 266, 269, 274, 317, 320, 334, 348, 365, 384, 386, 388, 393, 397, 458.
Determination of rate of, 81, 91.
- Treble, Judgment of, 385.
- Daniel, Thomas, 147.
- Dansey, Thomas, servant boy, 171.
- Dare, William, 170.
- Darnall, Henry, justice of the Provincial Court and commissary general, 1, 46, 65, 204, 295, 371, 431-432, 462.
- John, justice of the Provincial Court & principal secretary, ix, 19, 103, 120, 371, 452; *see also* Table of Cases.
- Davenport, Humphrey; *see* Table of Cases.
- Davis, Alice, Mrs. Thomas, 54.
- John, 352; *see also* Table of Cases.
- Jonas, 354.
- Thomas, 54.
- Walter, [marksman?], 233, 234; *see also* Table of Cases.
- Dawson, Anthony, 55, 68, 72, 82, 84, 85, 170, 220, 221, 222, 223, 224, 225; *see also* Table of Cases.
- Ralph, 356.
- Rebeckah (Osborne), Mrs. Anthony, 220, 221, 222, 223, 224, 225.
- Day, Solomon, 82, 84, 85.
- Deane, William; *see* Table of Cases.
- Debt, Action of, 56; *see also* Plea of Oweth and unjustly detaineth.
Acknowledgment of, 31, 408.
Collecting of, Rate for, 120.
Denial of owing, 137.
Discharge from, 5.
For damages, 186.
Proving of, 165, 166.
Recovery of, 5, 6, 8, 18, 19, 44, 59, 60, 71, 81, 83, 90, 101, 147, 153, 158, 159, 178, 180, 181, 182, 185, 191, 195, 235, 246, 268, 288, 312, 322, 323, 365, 395, 400, 419, 427, 437, 451, 459; *see also* Oweth and unjustly detaineth.
Release from, 73, 410.
- Declaration, Failure to file, 420, 421, 422, 433.
Filing of, Court order concerning, 424.
- Declaration, Reading of, on unoccupied land, 303.
- Sworn delivery of, 199.
- Deeds, Inclusion of, in land transfer, 297.
- Deer skins in their hair, Bond for, 13-15.
- Defamation, Action of, xvi, 9-12.
- Defence, Refusal to make, 164.
- Defendant, Admission of, 12, 42-43, 43, 63, 64, 100, 106, 107, 108, 110, 199, 200, 227, 248, 305, 350, 365, 366, 434, 435, 449, 464; *see also* Ejectment, Action in.
- Appearance of, in proper person, 18, 19, 22, 53, 63, 79, 158, 227, 291, 339, 340, 345, 424, 443, 451.
- Death of, *see* Cause, Abatement of.
- Failure of, to appear, 5, 6, 9, 14, 27, 28, 34, 38, 49, 50, 59, 60, 65, 71, 81, 89, 94, 96, 100, 102, 113, 130, 134, 144, 147, 151, 159, 166, 178, 185, 186, 189, 195, 199, 212, 213, 214, 215, 216, 257, 275, 276, 322, 323, 333, 334, 342, 377, 380, 411, 428, 429, 432, 437, 438, 445.
- Jury finding for, 139.
- Withdrawal of, 15, 16.
- Delivery, Claim of having made, 243.
- Demason, Peter Mase, Cecil County, 59, 60.

- Demondadeir, Anthony, Baltimore County gentleman, xxiii, *see also* Table of Cases.
- Demurrer, Filing of, 246.
- Dennis, Edmund, 458-459; *see also* Table of Cases.
- Dennet (Dennett), Alexander, Dorchester County mariner, *see* Table of Cases.
- Denovan, Darby, dec'd, 454; *see also* Hurley, Dennis et als.
- Dent, William, Charles County, 442; *see also* Table of Cases.
- Denton, George, 57.
- James, 128, 132, 137.
- Deposition, Admission of, in evidence, 46, 168, 253.
- Text of, 234-235, 202, 342.
- Deputy surveyor, Bond of, 157-158.
- Dermott, Edmond, 225; *see also* Table of Cases.
- Derumple, James; *see* Table of Cases.
- Mary [(—)] Clements, Mrs. James], admx; *see* Table of Cases; Clements, John, dec'd.
- Desjardins Administrators, *see also* Lenham, Josias, & Balderstone, James; Table of Cases.
- Devastavit, Failure to prove, 442.
- De Villard, Dr. Jacob, of Cecil County, 59, 60.
- Devine, Daniel, of St. Mary's County, 196.
- Devitt, Peter, London merchant, 89, 90.
- Diaper (cloth), Value of, 25.
- Diet (food), Cost of, 200.
- [Digges] Diggs, William, justice of the Provincial Court and commissary general, 18, 46, 65, 115, 209, 294, 295, 360, 371; *see also* Table of Cases.
- William, admr., 170; *see also* Table of Cases; Oystin, Edward, dec'd.
- Dignio, John, carpenter, 195, 196.
- Thomas, a Frenchman, 195-196.
- Diminution, Writ of, 290.
- Dissenting opinion, 354.
- Distress, Taking of goods in name of, 265-266.
- Dividing Creek, (Calvert County), 107, 227.
- [Dixon, Elizabeth (Gary) Harwood Cristenson] ux., exr.; *see also* Table of Cases; Cristenson's Exrs. William, exr.; *see* Table of Cases; [Christenson's Exrs.]
- Wm., et als, *see also* Dixon, Eliza Exr.; Sharpe, Wm. Exr.; Taylor, Thomas, Exr.
- Dobson, Edward, of Gray's Inn, councillor at law, 115.
- Samill, 104, 239, 256, 356, 376, 380, 395, 398, 412, 414, 416, 418.
- Doctor's chest, Value of, 378.
- Doe, John, pledge, 18; *see also* Roe, Richard.
- Doe skins, 396; *see also* Deer skins.
- Dolburs, William, mariner, *see* Table of Cases.
- Dole, Erasmus (of London?), 259.
- Dolphin (ship), of Poole, England, 377.
- Dorchester County, Court of, Appeal from, 30, 48, 112, 233, 235.
- Clerk of, 235.
- Transcript of proceedings of, 233-236.
- Writ of error from, 440.
- Deputy surveyor of, 22, 434; *see also* Pattison, Thomas; Smithson, Thomas.
- Sheriff of, 54, 55, 71, 106, 179, 190, 192, 234, 293, 295, 317, 318, 339, 419, 434, 442, 456; *see also* Gary, Stephen; Smithson, Wm.
- Amercing of, 296, 339.
- Dorington (Dorrington), William, of Dorchester County, 3, 207, 233, 234; *see also* Table of Cases.
- Dorrell, Nicholas, 303.
- Dorrington; *see* Dorington.
- Dossey, James, 463.
- Douglas, William, xix, 169.
- Doxey, John, 23, 252.
- Thomas, 252.
- Doyle, John [or Thomas], xii, 167.
- Doyme, Joshua, sheriff of St. Mary's County, 217, 324, 344, 365, 367, 368, 421, 433, 448, 449, 451; *see also* Table of Cases.
- Robert, *see* Table of Cases.
- Drew, Cuthbert, *see* Table of Cases.
- Drop shot, Value of, 25.
- Drope, William, London merchant; *see* Table of Cases.
- Duffells, Value of, 165.
- Dunavan, Darby, xx, 66, 103, 143.
- Dunch, Capt. Walter (merchant), 207; *see also* Archives LXVII; LXIX; Table of Cases.
- Dunderdell, Wm., Talbot County, 352.
- Dunston, John, attorney in fact, 127, 128, 131, 132, 137, 139.
- Duvall, Mareene, Anne Arundel County planter; *see* Table of Cases.
- Ears [human], Cropping of, 385.
- Eassonton", Calvert County land, 297.
- Eaton, Joseph, St. Mary's County mariner, 259; *see also* Table of Cases.
- Edelen, Joseph, 384, 393.
- Richard, deputy surveyor, Calvert County, 82, 84, 85, 317, 382, 384, 388, 409, 423, 431, 449.
- Edloe, Joseph, 66, 74, 143; *see also* Table of Cases; Adloes.
- Edmonds, Richard, of Cecil County, 58.
- Edmondson, John, Talbot County merchant, gentleman, 46, 160, 170, 235, 280; *see also* Table of Cases; Edmondson.
- Edmondsons fshres, Talbot County, 197, 198.
- [Edwards,] Susanna [(flood), Mrs. Symon], admx., 154; *see also* Table of Cases; Cartwright, Demetrius, dec'd.
- Edwards, Symon, & ux., exrs., *see* Table of Cases; Gyatt, Jno., & ux., exrs; Cartwright, Demetrius, dec'd.
- Ejection, Action in, xvii-xviii, 12, 13, 27, 30, 41-43, 43, 47, 48, 51, 63, 64, 74, 75, 77, 78, 98-101, 106-107, 107-108, 110, 111, 141, 162, 178, 197-200, 200-203, 220-225, 226-231, 233, 246, 256, 291, 302-304, 340, 350, 365-366, 366-367, 370, 433-434, 434-435, 435, 448, 448-449, 464-465; *see also* Land.
- Elizabeth and Mary (ship), of London, 69.
- Ellies; *see* Ellis.
- Elliot, Edward, 356.
- [Ellis,] Eliza [(—)] Palmer, Mrs. Peter, admrx.; *see* Table of Cases; Palmer, Wm, dec'd.
- James, St. Mary's County, 103, 155, 185, 287, 459.
- Peter, 117, 128, 132; *see also* Table of Cases.
- (Ellies), Thomas, of Calvert County, 228, 231, 232; *see also* Table of Cases.
- Elmes, William; *see* Table of Cases.
- Elston, Ralph, 460.
- Emmerson, Thomas; *see* Table of Cases.
- "Ending of Controversie," Talbot County, xx, *see also* Christison, Wenlock.

- (English) English, Edward, sheriff of Cecil County, 102, 190, 191, 303, 334, 370; *see also* Table of Cases.
- English bottoms, Act of Parliament imposing the use of, 20 ff.
- Ennalls, Bartholomew, 224, 333; *see also* Table of Cases.
- Erreckson, Matthew; *see* Table of Cases.
- Errington, Thomas, Talbot County; *see* Table of Cases.
- Errors, Assignment of, 128-129, 133, 139-140, 235-237. Release of, 158.
- Escheat, Cost of securing, 171.
- Estate, Division of, by arbitrators, 241-243. Wasting of, 340.
- Evans, Anthony, 249, 250, 325. Edward, 258. John, 23, 68, 72, 82, 84, 85, 145, 219.
- Ewstis, James; *see* Table of Cases.
- Execution as remedy for debt, 118, 120. Assignment of, 38. Fee for serving, 119. Granting of, xxiii, 8, 9, 12, 17, 31-32, 34, 59, 60, 72, 83, 89, 91, 93, 94, 95, 102, 145, 153, 157, 164, 194, 195, 218, 224, 237, 254, 259, 261, 265, 275, 302, 311, 315, 318, 324, 325, 338, 379, 389, 399, 407, 408, 418, 420, 421, 422, 423, 428, 429, 431, 459-460. Satisfaction of, 195. Show cause for, 438. Stay of, 18, 19, 246, 392, 432.
- Execution of will, 154; *see also* Administrators.
- Executor's accounts, Filing of, with Commissary General, 243. Appointment as, Consequences of, 454.
- Exon, Henry, St. Mary's City innholder, xix, 18, 19, 36, 40, 68, 72, 82, 84, 85, 170; *see also* Table of Cases.
- Experiment (ship), London, 397, 399.
- Fabric, Cloth, fine mixed. Cotton cloth Fustian Kersey Penniston cotton
- Factor, Employment of, 267; *see also* Agent; Receiver for.
- Failure to prosecute with effect, *see* Prosecute with effect. Failure of plaintiff to.
- ffairbush, Alexander, 55.
- ffalknar, Thomas, 354.
- Farebank, David, 356.
- Farm, Description of, 42, 341; *see also* Plantation. Ejectment from, 99.
- "ffausley," Talbot County, 256-258.
- Fees, Of attorneys to the secretaries, 452. Of officers, 32, 119, 137, 200; *see also* Archives II, 532-537. To Proprietary for persons entering, 379. Collection of, 418.
- Felony, Suspicion of, 46. Fencing around orchard, 87.
- Fendall, Josias, Trial of, 104.
- ffenwick, Richard; *see* Table of Cases.
- ffernley, Henry; *see* Table of Cases.
- Fetters (handcuffs), 44, 58.
- Figet, *see* Fugate.
- Figgett, James; *see* Table of Cases.
- Finding without evidence, 120.
- Fine, For failure to enter appearance, 455. For ignoring jury service summons, 455, 457. Remission of, by the Proprietary, xv, 200, 346.
- finney, Wm., 354.
- firth, Samuel; *see* Table of Cases.
- ffisher, Edward, 147. Thomas, admr.; *see* Table of Cases. Atkins, Richard, dec'd.
- Fisher, John; *see* Table of Cases. Thomas, *see* Table of Cases.
- fishwick, Edward, 145, 160.
- Floors, Laying of, 413, 414, 415.
- fflowers, Thomas, Dorchester County 234; *see also* Table of Cases.
- Food in harbor, Cost of, 379.
- Foorde, Wm., dec'd, 1; *see also* Pindar, Edwd., admr.
- Foreigner, Penalty against, 362.
- ffoulkes, Thomas; *see* Table of Cases.
- Fowling piece, Execution of, 32. "Fox Hill", Dorchester County, 158.
- ffranccs, Thomas; *see* Table of Cases.
- ffranklin, Henry, dec'd, 457. Henry, son of Henry, dec'd, 457. Robert, gentl., sheriff of Anne Arundel County, 61, 184, 200, 216, 457; *see also* Table of Cases.
- Freedom, as consequence of appointment as executor, 454. Denial of, by mistress, 131.
- Freedom corn and clothes, 166-167, 168.
- Freeman, Necessity that attorney be a, 116.
- ffrench, Hugh, Charles County planter; *see* Table of Cases.
- French pox (syphilis), 413, 414. "The Freshes Addition", Talbot County land, 197, 198, 199.
- Friends' meeting, Disregard of, 263.
- ffrisby, James, Cecil County gentleman, 287, 288.
- ffrissell, Ann, Mrs. James; *see* Table of Cases. James; *see also* Table of Cases.
- ffurbee, Thomas; *see also* Table of Cases.
- Fustian, Value of, 25.
- Gaines, Thomas; *see* Table of Cases.
- Gale, John, 99.
- Gallwith, John; *see* Table of Cases.
- Gannt, Thomas, of Calvert County, 228, 231, 232; *see also* Table of Cases.
- Gardiner, Richard, St. Mary's County gentleman; *see* Table of Cases.
- Garratt, Nathanael, 303; *see also* Table of Cases.
- Gary, Stephen, sheriff of Dorchester County, 3, 31, 55, 191; *see also* Table of Cases.
- Gaskins, William, 356; *see also* Table of Cases.
- Gatterlea, John; *see* Table of Cases.
- Geery, William, Talbot County, 352.
- Gelding, Value of, 65.
- General issue, Plea of, 74, 172, 178, 219, 248, 305, 395, 366, 434, 435, 464.
- Gerard, Justinian, 60, 103, 258, 382, 384, 388, 393, 409, 423, 430, 458; *see also* Table of Cases; Gerrard.
- Gerrard, Thomas, St. Mary's County, 458; *see also* Table of Cases.
- Gibbs, Edward; *see* Table of Cases.
- Gibson, Miles, comm'r of Baltimore County, 131, 132, 135, 136, 138, 139. Thomas, Charles County, 169.
- Gifford, John; *see* Table of Cases.
- Gilbert, Elizabeth, admx.; *see also* Table of Cases; Gilbert, Thomas, dec'd.
- Gilbert, Thomas, dec'd, 45; *see also* Gilbert, Elizabeth, admx.
- Glassell, Robert; *see* Table of Cases.

- Go without day (dismissal), xxiii, 8, 12, 17, 25, 43, 72, 80, 91, 93, 95, 97, 126, 145, 153, 156, 157, 219, 225, 252, 254, 259, 261, 265, 275, 302, 311, 314, 315, 318, 325, 379, 380, 389, 398, 402, 407, 408, 409, 418, 420, 422, 423, 431, 433.
- Godsall, John, 440.
- Good behavior, Bond for, 456.
- Gooderick, George, 110, 203. Robert, 205.
- Goodhand, Christopher, xviii, 12, 108, 200, 350; *see also* Table of Cases.
- Marmaduke, London mariner, *see also* Table of Cases.
- Goodman, Wm., 292.
- Goods, wares and merchandises, 116, 156, 260, 267, 347, 388, 415.
- Order for, 381.
- Goose and gander, Value of, 44, 58.
- Goosey, Samuel; *see* Table of Cases.
- "The Gore," Calvert County, 304, 447.
- Gorsuch (Gossage), Lovelace, 434; *see also* Table of Cases.
- Gosfright, Charles, dec'd, 30; *see also* Lingan, George & Marsham, Richd., exrs.
- George, London merchant, 267; *see also* Table of Cases.
- Gossage, Rebecca (Preston), Mrs. Lovelace, 262; *see also* Gorsuch.
- Gough, Stephen, 258.
- William, dec'd, 177; *see also* Nicholson, Hester, admr.
- Graham, Robert, 66, 74, 143, 155, 185, 252, 287.
- Grand inquest (grand jury), xiv, 384.
- Grand jury, Expenses of, xvi, 170.
- Summons to serve on, 105, 361, 455.
- Ignoring of, 455.
- Grant, William, of Calvert County, 227, 228, 229.
- Graves, Samuel, dec'd, 154.
- Gray, John, 219.
- Great Choptanke Hundred, Dorchester County, 158.
- Greenbury, Nicholas, *see* Table of Cases.
- Greene, Eliza, als Potter, Somerset and St. Mary's County, widow; *see* Table of Cases.
- James, 103.
- Leonard, 239, 252, 256, 376, 435.
- Greenfield, *see* Grinfield.
- Grey, John, 457; *see also* Table of Cases.
- Griffin, John, servant, 453.
- Thomas, 23; *see also* Table of Cases.
- Griffith, Henry, 2, 8, 12, 17, 41.
- Lewis, dec'd, 442.
- Griggs, John; *see* Table of Cases.
- Grindstone, Attachment of, 33.
- Grinfield (Greenfield) Thomas, of Calvert County, 231, 232.
- Groome, Samuell, London merchant, 244; *see also* Table of Cases.
- William, son of William Groome, dec'd, 227; *see also* Table of Cases.
- William, dec'd, 107, 227.
- Grose, Wm., 354.
- Grubb, John, 258, 341.
- Grubbing hoe, 44, 58.
- Guardian for (minor) heir, 227, 449, 457.
- Guderidge, John; *see also* Table of Cases; Gutterick.
- Guest, George, Charles County, 397, 459.
- Guibert, Joshua, St. Mary's County merchant, 155, 185, 287; *see also* Table of Cases.
- Guilty, Jury verdict of, 66, 83, 84, 85, 143, 219, 393, 412.
- Guisey, Sebastian; *see* Table of Cases.
- Guither, Nicholas, 23.
- Owen, 249, 250.
- Owen, admr.; *see also* Table of Cases; Jones, Mary, dec'd.
- Thomas; *see* Table of Cases.
- William, 23, 155, 185, 249, 250, 287.
- Gum as boundary tree, 341.
- Gunnell, Edward, dec'd, 215; *see also* Gunnell, George, admr.
- Gunnell, George, Baltimore & St. Mary's County surgeon, 128, 132; *see also* Table of Cases; *Archives* LXIX, 262.
- George, admr., *see* Table of Cases; Gunnell, Edward, dec'd.
- Gutterick, Francis, 239, 256, 269, 356, 376.
- Robert, 239, 256, 269, 356, 376.
- [Gyatt,] Alice [(—)]
- Graves, Mrs. John, admr., 154; *see also* Table of Cases.
- Gyatt, Jno., & ux., exrs.; *see* Table of Cases; Edwards, Symon, & ux., exrs.; Cartwright, Demetrius, dec'd.
- H, Breading with, for hog stealing, 385.
- Hackett, Nicholas, Talbot County planter, 456; *see also* Table of Cases.
- Theophilus, Anne Arundel Co'ty, 457.
- Hagelton, Thomas; *see* Table of Cases.
- Hair, Deerskins in their, 13, 14.
- Hall, John, *see* Table of Cases.
- Hall of Records, Annapolis, vii.
- Hamilton, John, 171; *see also* Table of Cases.
- Hardfetcher, Francis [sic], Mrs. Peter, 104.
- Peter, 104.
- Harding, Mary, poor servant, 360.
- Hardy, Henry, 291.
- "Hardyes Purchase," Charles County, 291.
- Harmer, Francis; *see* Table of Cases.
- Harper, William, xix, 145, 160, 169; *see also* Table of Cases.
- Harrington, Richd., 356.
- Harris, John, London mariner; *see* Table of Cases.
- Thomas; *see* Table of Cases.
- William, of Kent County, 32, 33, 165, 305, 451; *see also* Table of Cases.
- Hatton, Samuel, of Talbot County, 5, 382, 384, 388, 393, 409, 423, 430, 455, 460.
- William, of Talbot County, 94.
- Haughton, *see* Houghton.
- Hawkins, John, 354, 410.
- Hayward, Francis, 224.
- John, 224.
- Nicholas, London notary and tabellion public, 89.
- Hazeldine, Richd., Talbot County, 352.
- Hazlewood, Mr. (Capt.) Henry, comm'r of Baltimore Co'ty, 135.
- Heath, Thomas, 128, 132, 225; *see also* Table of Cases.
- Heathcott (Heathcote), Andrew; *see* Table of Cases.
- John, admr., *see* Table of Cases; Heathcote, Nathanael, dec'd.
- Nathanael, dec'd, 445; *see also* Heathcote, John, admr.
- Hedge, Thomas, 54, 126, 131, 132, 136, 138, 139; *see also* Baltimore County, Deputy clerk of.
- Helgar, Thomas, 73; *see also* Table of Cases.
- Hemsley, Wm., 460; *see also* Table of Cases.
- Hemstead, Nicholas, of Baltimore County, 137.
- Henson, Randall; *see* Table of Cases.

- Harry, for Henry, *see* Jowles, Henry.
- Hart, Arthur; *see* Table of Cases.
- Hartrapp, Richard, 145, 160.
- Hartshorne, Hugh, of St. Mary's County; *see* Table of Cases.
- Hartwell, John; *see* Table of Cases.
- Hathaway, John, 317.
- Herman, Augustine; *see* Table of Cases.
- Hickory as boundary tree, 297.
- Hickory tree; *see* Pokiccory.
- Higgombotham, George, of Cecil County, 102.
- Hill, Clement, St. Mary's County gentleman, 104, 458; *see also* Table of Cases.
- francis, 252; *see also* Table of Cases.
- Richard, justice of the Anne Arundel County court, xvi, 11; *see also* Table of Cases.
- Samuel, 302.
- Thomas; *see* Table of Cases.
- Wm.; xiv, Dorchester County, 68, 72, 82, 84, 85, 105, 224; *see also* Table of Cases.
- Hiller, Francis, London upholsterer, 399, 400.
- "Hinchingham," [Kent?] County, 163.
- Hinchman, Nathanael, of Baltimore County, 137.
- Hinson, John, sheriff of Kent County, 370.
- Hobbard, Symon, 289.
- Hodgeson, George, Charles County, 239, 250, 260, 289, 356, 376, 397; *see also* Table of Cases.
- Hoes (howes), Value of, 25.
- Hog house, 341, 446.
- Hog stealing, Charge of, xiv, 384-386.
- Hogshead of tobacco, Weight of, 253.
- Holbrooke, John, Calvert County merchant, 217.
- Holdsworth, Samuel, 165, 397; *see also* Table of Cases.
- Holland, francis, 98, 99, 184.
- George; *see* Table of Cases.
- Hannah Alexander, Mrs. Richard; *see* Table of Cases.
- James, dec'd, 215; *see also* Holland, Priscilla, admrx.
- Priscilla, admrx.; *see* Table of Cases; Holland, James, dec'd.
- Richard, of Talbot County; *see* Table of Cases;
- Plantation of, Tred Avon Creek, 417.
- Hollands, John, 287.
- Holliday, Thomas, of Calvert County, 228.
- Hollins, John, 155, 185.
- Hollis, Henry; *see* Table of Cases.
- Hood, of white saracen, Cost of, 3.
- Hooke, Abraham; *see* Table of Cases.
- Hooper, Henry, Dorchester County, 235.
- Hopewell, Hugh, 380, 395, 398, 412, 414, 416, 418.
- Hopewell (ketch), 255, 375.
- Hopkins, Jonathan; *see* Hopkins, Joseph.
- Joseph (or Jonathan?), Cecil County gentleman, 287, 188.
- Horne, Edwd., 23, 249, 250.
- "Horne Point," 434.
- "Hornes land," 262.
- Horse, Loan of, 85.
- Loss of, 430.
- Providing of, by master for servant, 86.
- Value of, 85, 430.
- Horses, Killing of, in storm, 427.
- Hose, boy's yarn, Cost of, 3.
- Hosier, Henry, gentl, coroner of Kent County, 31, 451.
- Hoskins, Philip, *see* Table of Cases.
- Hough, John, servant, 455.
- Houghton (Haughton), Richard, a foreigner; *see* Table of Cases.
- Howard, Philip; *see* Table of Cases.
- Howe, Thomas, Calvert County, 457.
- Howes, Ann, *see* Table of Cases; Howes, William, dec'd.
- William, *see* Table of Cases.
- Howes, Wm., dec'd, 445; *see also* Howes, Ann, admrx.
- Hubbard, Symon, Dorchester County, 234.
- Hudson, John; *see* Table of Cases.
- John, admr., *see* Table of Cases; Hudson, John, dec'd.
- John, dec'd, 215; *see also* Hudson, John, admr.
- Hue and cry, Raising of, 190.
- Humphrey, Ellis, xix; *see also* Table of Cases.
- Hundreds, Great Choptanke.
- Hungar River, Dorchester County, 381.
- Hungerford, John, of Dorchester County, 169, 380, 395, 398, 412, 414, 416, 418; *see also* Table of Cases.
- Hungerford, John, Error for Alford, John, 456.
- Hunt, Benjamin; *see* Table of Cases.
- Susan, dau. of Susanna Keene, 241, 242, 243, 244.
- "Hunts Mount," Anne Arundel County, 98, 99, 100, 101, 184.
- Hurley, Dennis, 380, 395, 398, 412, 414, 416, 418.
- Dennis, executor, xx, 454; *see also* Denovan, Darby, dec'd.
- Husbands, Edward, chirurgion, 303; *see also* Table of Cases; Archives LXVIII, 121-125.
- Hussey, Thomas, 105, 320, 325, 348; *see also* Table of Cases.
- Hutchins, Charles, 147, 233.
- Hutchinson, Ralph, a foreigner, 101.
- Thomas, 261, 262.
- Hyde, Henry, dec'd., 193; *see also* Lawrence, frances, extrx.
- Hyland, John, 117; *see also* Table of Cases.
- Hynson, John, sheriff of Kent County, 408.
- Imparlance, 1, 5, 6, 8, 11, 12, 14, 16, 26, 27, 29, 30, 36, 37, 38, 51, 52, 53, 54, 63, 65, 67, 71, 72, 74, 79, 81, 84, 85, 88, 90, 91, 92, 93, 94, 95, 96, 98, 102, 112, 117, 122, 129, 130, 133, 143, 145, 146, 148, 153, 155, 156, 165, 177, 178, 188, 189, 190, 213, 214, 215, 218, 221, 236, 238, 240, 254, 259, 260, 261, 266, 268, 269, 272, 274, 275, 276, 286, 291, 301, 305, 308, 314, 315, 317, 318, 319, 322, 325, 330, 331, 332, 333, 335, 338, 339, 340, 343, 345, 348, 366, 369, 377, 378, 380, 382, 383, 385, 387, 389, 390, 392, 393, 394, 396, 398, 400, 404, 408, 409, 412, 416, 420, 422, 423, 424, 426, 428, 429, 430, 431, 436, 437, 438, 439, 443, 444, 445.
- Imprisonment, Charge-of against sheriff, 72, 119.
- Fees for, to sheriff, 31, 200, 461-462.
- In forma pauperis*, 289, 456.
- Indemnification; *see* Bond to indemnify the Court.
- Indenture, Confirmation of, by the Court, 167.
- Disallowance of, by the Court, 167.
- Failure to produce in court, 133.
- Production of, in court, 131, 296.
- Of servant, 144, 197.
- Indian field fence, Charles (?) County, 318.
- Indian Quarter Run, St. Mary's County, 253, 292.
- Information, 19, 22, 122.
- Informers, Fines to, xxii-xxiii, 122, 188.
- Inglish (surname); *see* English.
- Injunction, Error in wording of, 141.
- Plea for, 112.

Stoppage of action by, 75, 77.
 Innholder, Barnes, John.
 Innholder
 Barnes, John
 Cartwright, Demetrius
 Exon, Henry
 Innis [?], Paul; *see* Table of Cases.
 Insley, Andrew; *see* Table of Cases.
 Instrument of protest of bill of exchange, 89.
 Inventory, Delivery of, to the Governor or other officer, 20, 21, 22.
 Ireland, Mr. John, comm'r of Baltimore County, 135.
 Ireland, Loading of goods in, 21.
 Island Swamp, St. Mary's County, 42, 247.
 Issue, Joining of, 138, 235.
 Refusal to join, 427.
 Jackson, Barnaby, St. Mary's County, 251, 253, 292.
 Thomas; *see* Table of Cases.
 Jacksons ffresh, St. Mary's County, 249, 250, 253, 292.
 James, John, Cecil County corner; *see* Table of Cases.
 Joseph, *see* Table of Cases.
 James Island, Dorchester County, 233, 235.
 James Point, Dorchester County, 234.
 Jameson, William; *see* Table of Cases.
 William, at Jong, *see* Table of Cases.
 Janes. *see* Jones.
 Jeffrey, John, Esqr., London, 89, 259.
 Jefferson, Samuel, *see* Table of Cases.
 "Jenkins (Jenckins) Land", 262, 434.
 Jenkinson, Emanuel, *see also* Table of Cases.
 Jimes, John, 23.
 Joce, Thomas, Kent County, 397, 460.
 Johnson, Henry, Baltimore County; *see also* Table of Cases.
 [Jones, Ann] ux., David; *see* Table of Cases.
 David, 128, *see also* Table of Cases.
 Jones (Janes), Griffith, 2, 8, 12, 17, 41, 191; *see also* Table of Cases.
 Griffith, attorney, 171, 190, 215, 318, 322, 333, 335, 339, 361, 378, 379, 389, 391, 397, 399, 400, 417, 433, 434, 439, 440.
 Humphrey, 382, 384, 388, 409, 423, 430; *see also* Table of Cases.
 James; *see* Table of Cases.

Jane, Calvert County servant, xix, 40.
 John, St. Mary's County gentleman, dec'd 157; *see also* Cheseldyn, Kenelm, exr.
 Leonard, 147.
 Lewis; *see* Table of Cases.
 Morgan; *see* Table of Cases.
 Richard, 239, 256, 269, 356, 376; *see also* Table of Cases.
 Robert, dep'y surveyor of St. Mary's County, 250, 251, 252.
 Thomas, Dorchester County attorney, 207, 234, 356.
 Thomas, of Baltimore County, 137.
 Thomas, St. Mary's County sloopman; *see also* Table of Cases.
 Thomas, of Somerset County; *see* Table of Cases.
 William, of Calvert County, 228.
 William, Bristol mariner; *see also* Table of Cases.
 Jong, William; *see* Jameson, William.
 Jordan, Capt. Phillip, 362.
 Joseph and Benjamin (ship), London, 69.
 Jowles, Harry, 227; *see also* Jowles, Henry.
 Henry, sheriff of Calvert County, 51, 104, 107, 165, 184, 195, 217, 447, 462; *see also* Table of Cases.
 Sybilla [(—)]
 Groomer], Mrs. Henry, 107, 227.
 Judd, Michael, 128, 132; *see also* Table of Cases.
 Judge for the probate of wills, 7; *see also* Province, Commissary general of.
 Judgment, Confession of, 18, 56, 101, 158, 162, 199, 207, 227, 277, 280, 281, 292, 305, 312, 313, 323, 350, 390, 392, 400, 419, 424, 432, 436, 451.
 By default, 163.
 Non-entrance of, 39.
 Prayer for, 358, 386.
 Quashing of, 365.
 Recovery of, 8, 19, 34, 102, 246, 340, 429.
 Revocation of, 130, 141, 344.
 Satisfaction of, 54, 367.
 Juror, Failure of, to appear when called 346, 362, 455, 457; *see also* Archives I, 411-412.
 Jurors, Summoning of three from each county, 363.
 Jury, Accommodations for, 171.
 As sole judge of a fact, 237.
 Award by, 18.
 Charge to, by the Chancellor, 290.
 Failure of, to agree, 249-250.

Ineligibility of aliens for service on, 357.
 Misinformation to, 357.
 Order of court for, 234.
 Request by, that Court decide case, 418.
 Jury, Summoning of, 2, 7, 8, 12, 17, 23, 40, 66, 69, 72, 74, 82, 84, 85, 117, 128, 137, 143, 145, 155, 160, 218, 225, 239, 250, 274, 287, 302, 311, 317, 320, 325, 348, 356, 376, 380, 382, 386, 393, 395, 397, 398, 407, 409, 412, 414, 418, 423.
 Verdick, 66, 72, 117, 128, 132, 138, 139, 143, 155, 160, 233, 235, 239, 252, 256, 266, 302, 320, 325, 348, 363, 376, 380, 382, 384, 388, 393, 397, 398, 407, 409, 414, 418.
 Of Eleven men only, 72.
 Of ten men only, 160.
 Of the Neighborhood, 13, 107, 108, 109, 110, 111, 201, 202, 203, 222, 228, 230, 231, 249, 250, 351, 354, 434.
 Disagreement among, 352, 354.
 Qualifications of, 204, 206.
 Katherine (ship), of Waterford, Ireland, 166.
 Keane, Mr. Richard, House of, in Patuxent River, 14, 16; *see also* Keene.
 Keene, Edward, gentleman, dec'd 29; *see also* Keene, susanna, Mrs. Edward.
 Elizabeth, daughter of Edward Keene, 242.
 Richard, 225, 258, 302, 311, 317, 362, 380, 386, 393, 395, 398, 412, 414, 416, 418.
 Susanna [(—)]
 Hunt], Mrs. Edward; *see* Table of Cases.
 Keeting, Thomas; *see also* Table of Cases.
 Kelley, James, servant, 46, 167-168.
 Kendall cotton, Value of, 26.
 Kennett, Henry; *see* Table of Cases.
 Kidd, William; *see* Table of Cases.
 King, Elias, 269, 456.
 John; *see* Table of Cases.
 Kinnaston, Thomas; *see* Table of Cases.
 Kirke, John; *see* Table of Cases.
 Knife, white hafted, Cost of, 3.
 Knowell (Nowell?), James; *see* Table of Cases.
 Kunimont, John, Talbot County, 352.
 Laces, Silk, Cost of, 3.
 Ladd, Richard, sheriff of Calvert County, 15; *see also* Table of Cases.
 House of, at the Clifts, Calvert County, 16.

- LaMare, John, 117.
Land, Appertainances of, 42, 197, 198, 199, 247, 297, 341, 447.
Assurances of title, Obligation to perfect, 209-299.
Boundaries, 197, 198, 203, 229, 247, 296-297, 349; *see also* Ejectment.
Escheat of xvii-xviii, 171.
Lines of, Pricking of, 435.
variance in, 206.
Patent for, Interpretation of, 352.
Patent and deed, Plea for rendering of, 336.
Resurvey of, Presence of sheriff at, 13.
see also Resurvey.
Surplusage of, 203-204.
Survey of, Questioning of, 205, 352, 353.
Unevenness of, Allowance for, 229, 231, 232.
Lane, John; *see* Table of Cases.
Mary [(-----)] Markes], ux., admr.; *see* Table of Cases; Markes, John, dec'd.
Thomas, London merchant, 57.
Languidus, Return of, by sheriff, 62.
Langworth (Longworth), William, 2, 8, 12, 17, 41; *see also* Table of Cases.
Lard (pork fat), 150.
Larkin, John, of the Ridge, Anne Arundel County 462, 465.
Larramore, Alexander, 356.
Larremore, Roger, *see* Table of Cases.
Lassells, Jarvis; *see* Table of Cases.
Lawful tender, 127; *see also* Payment, Readiness to make.
Lawrence, Benjamin; *see* Table of Cases.
ffrancis [(-----)] Hyde], ux., extr.; *see* Table of Cases.
Henry; *see also* Table of Cases.
John, of Dorchester County, 114.
Leach, Edward, London merchant; *see* Table of Cases.
George; *see* Table of Cases.
John, his mark, 463.
Leadenhall Street in London, 80.
Leaf, francis, 145.
Lease for three years, 43.
Lease, entry and ejectment, Confession of, 43, 63, 64, 163, 199, 221, 227, 257, 303, 305, 342, 359, 365, 397, 434, 435, 449, 464.
Refusal to confess, 233.
Lee, William, 269.
Leedes, William, Talbot County planter, *see* Table of Cases.
Leeds, William; *see also* Leedes; Table of Cases.
Leisler, Jacob; *see also* Table of Cases; *Archives* LXVIII, LXIX.
LeMarre, John; *see* Table of Cases.
Lemasters, Abraham; *see* Table of Cases.
Lenham, Josias, admr.; *see* Table of Cases; Desjardine, Jno, dec'd.
Letter of administration, Granting of, 267.
Letters testamentary, Production of, in court, 4, 92, 155, 157, 255, 308, 375, 379, 394, 437.
Leviter, Mr., Irish dealer in servants, 196.
Llewelin, John, 39; *see also* Table of Cases.
John, clerk of the Council, 171, 360; *see also* Table of Cases.
Lewen, George, merchant, of Poole, England; *see* Table of Cases.
Lewis, Henry, 252.
Henry, Anne Arundel County chirurgeon, dec'd, 6; *see also* [Bird,] Eliza [(-----)] Lewis, extr.
James, St. Mary's County planter, xx, 455; *see also* Table of Cases.
Little, John, xiv, 361.
Lillingston, John; *see also* Table of Cases.
Limitations, Statute of; *see* Act of Assembly for the limitation of certain actions.
Lindsey, Mr., 171.
Linen, blue, Cost of, 3, 25.
English, Value of, 25.
Lines; *see* Lynes.
Lingan, George, Calvert County, 459; *see also* Table of Cases.
Little Chaptanke, Dorchester County, 71.
Liverpool Merchant (ship), 20.
Livesay, Gilbert, merchant in servants, 142.
Loan, 18, 95; *see also* Debt.
Locker, John; *see* Table of Cases.
Lockerman, Jacob, Dorchester County chirurgeon, 335, 416, 456, 459; *see also* Table of Cases.
Locust post in boundary line, 205, 341.
Lomax, Cleborne, Charles County, 171; *see also* Table of Cases.
John, 410.
Thomas, St. Mary's County gentleman, 41-43; *see also* Table of Cases.
London, Ambrose; *see* Table of Cases.
Long, Major Thomas, comm'r of Baltimore County, 136.
Longworth. *see* Langworth.
Looton, Jacob, 66, 74, 143.
Lopdell, Daniel, merchant, of Deal, England; *see also* Table of Cases.
Lord, Thomas; *see* Table of Cases.
Loss, Of gelding, 65.
Of sails and tackle, 422.
Of servant, 81, 82, 144, 324.
Love, Robert, 128, 132.
Thomas, 302, 311, 317, 386.
Lowder, Peter, Talbot County, 461.
Lynes (Lines), Philip, Charles County merchant, 2, 8, 12, 17, 41, 68, 72, 73, 82, 84, 85, 166, 170, 225, 274, 302, 311, 317, 380, 386, 395, 398, 412, 414, 416, 418; *see also* Table of Cases.
Lowe, Vincent, Esqr., justice of the Court, surveyor-general of the Province, xii, 172, 209, 229, 294, 295, 324, 371; *see also* Table of Cases.
Lloyd, Edward, *see* Table of Cases.
Philemon, 403.
Rhoderick, 68, 72, 82, 84, 85.
Richard, 218.
Lucom, Jno., sea captain, 70.
Luffe, Stephen, 320, 325, 348.
Lunn, Edward, qui tam bene &c., xxii-xxiii; *see also* Table of Cases.
Macall, George, 448.
Mackensy, Collen, 225.
Macknemarra, [Sarah (-----)] Griffith] 40, 41.
[Macknemarra,] Sarah [(-----)] Griffith], admr.; *see* Griffith, Lewis.
Macknemarra, Timothy; *see* Table of Cases.
Magrowder, Samuel, of Calvert County, 228, 232.
Macey, Nicholas; *see* Table of Cases.
Maddox, Edward, chirurgeon, Charles County, 441; *see also* Table of Cases; Mat-tacks.
Maldin, francis, of Calvert County, 339, 362.
Mallassos, *see* Molasses.
Man, Edward, 3.
Maneir, ———, 196.
Maneir, Nicholas; *see* Table of Cases.
Maning, Hugh; *see* Table of Cases.
John, 64, 304, 447; *see also* Maning, Nathl.

- Nathaniell; *see* Table of Cases.
- Manley, John, 119; *see also* Table of Cases; Jones, John.
- Mann, Edward, Talbot County merchant; *see*; Table of Cases; Man, Edward.
- Mansfield, Vincent, 68, 103.
- Manwaring, Stephen; *see* Table of Cases.
- Mar, George, 202.
- Margaret (ship), of London, 70.
- Markes, John, dec'd, 333; *see also* Lane, Mary, [(—) Markes)], ux., admrx.
- Marksmen Leach, John.
- Nicholson, Hester (—) Gough, Mrs. Nicholas.
- Preston, Thomas.
- Marriage portion, Failure to pay, 159.
- Marriages, Publication of, xxiii, 121-122.
- "Marron", Talbot County, xviii, 12-13, 108, 109, 110, 200, 201, 202, 203, 348, 349, 350, 357.
- Marshall, Thomas, 289, 342; *see also* Table of Cases.
- Marsham, Richard, Calvert County, 240.
- Richd., exr., 30; *see also* Table of Cases; Lingam, George, exr.; Gosfright, Charles, dec'd.
- Martin, John; *see* Table of Cases.
- Thomas, dec'd, 99, 184.
- Martindale, John, 74, 145, 160, 219.
- Mary (ship), London, 425, 426.
- Mason, Francis; *see* Table of Cases.
- Robert, of St. Mary's County, 149, 150, 396; *see also* Table of Cases.
- "Massom" or "Skretton", 253, 292.
- Mathewes, George; *see* Table of Cases.
- Mattakes; *see* Maddox.
- Matthew, Negro man, 411.
- Maude, Francis, Calvert County; *see* Table of Cases.
- Medley, Thomas, 340.
- Meekins, Richard, Dorchester County planter; *see* Table of Cases.
- Men from Virginia, Descent of, upon Maryland, 104.
- Merchants, English, Exemption of, from Statute of Limitations, 389; *see also* Archives II, 201.
- Merchants, English, Allen, Samuel, Southampton.
- Bearcroft, Stephen.
- Bowdler, Marmaduke, Bristol.
- Congden, James, Rotherhith, Surrey, navigator.
- DeVitt, Peter, London.
- Buckeridge, Edmond.
- Drope, William, London.
- Ellis (Ellies), Thomas.
- Groome, Samuel, London.
- Jones, William, Bristol.
- Lane, Thomas, London.
- Leach, Edward, London.
- Lewen, George, Poole.
- Lopdell, Daniel, Deal.
- Orchard, William, Poole.
- Toulson, Thomas, London.
- Tyett, George, Bristol, mariner.
- Williamson, Joshua, Liverpool.
- Yeabesly, Thomas, Plymouth.
- Yeates, Robert, Bristol.
- Mercy because of prompt appearance, 323-324.
- Merriday, John, Dorchester County planter, 54, 55.
- Merriton, John; *see* Table of Cases.
- Merriott (Merritt), Isaac; *see* Table of Cases.
- Merritt, *see also* Merriott.
- Metcalfe, Emanuel; *see* Table of Cases.
- Michew, William, 224.
- Miles, francis, 249, 250.
- "Mill Dam", Charles County land, 337, 341, 446, 447.
- Mill, hand, Attachment of, 33.
- Mill house, with two mills, 341, 446.
- Mill wright, 337.
- Miller, John, 239, 256, 269, 356, 376.
- Michael, sheriff of Kent County; *see* Table of Cases.
- Millington, Samuel, 2, 8, 12, 41.
- Mills, James, Baltimore County gentleman, 334, 343; *see also* Table of Cases.
- Mingo, negro man, 241.
- Mirix, Richard, Talbot County, 352.
- Mishew, William, 68, 72, 82, 84, 85.
- Mitchell, Henry, Calvert County planter, 239, 256, 269, 356, 376, 455; *see also* Table of Cases.
- John, Talbot County, 352.
- Molasses (Mallassos), Attachment of, 32.
- Moore, Elizabeth, widow, 46, 167.
- Morgan, Edward, 219.
- Henry, 219.
- Henry, dec'd, 12, 108, 200, 349.
- [Morgan.] Susanna, [Mrs. William] of Cecil County, 114; *see also* Table of Cases.
- William, of Cecil County, 114; *see also* Table of Cases.
- "Morgans St. Michaels", 12, 108, 109, 201, 348, 349, 351, 355.
- Morrice, Jacob, 325; *see also* Table of Cases.
- Morris, James, St. Mary's County, 258.
- Mould, Humph, 224.
- John, 128, 132.
- "Mount Calvert", 107, 108.
- Survey of, 230-231, 232.
- Mountfort, Thomas, of Talbot County, 199.
- Moxon, Adam, Dorchester County, 224, 234.
- Mudd, Thomas; *see* Table of Cases.
- Murphy, Daniel, 320, 325, 348.
- Murty, Stephen, gentleman, St. Mary's County, merchant, 380, 395, 398, 410, 412, 414, 416, 418; *see also* Table of Cases.
- Muscovadoe sugar, 255, 375; *see also* Sugar.
- Mutton for the jury, 171.
- Neale, James; *see* Table of Cases.
- James, senr.; *see* Table of Cases.
- Neck, John, dec'd, 214; *see also* Baker, [(—) Neck, Mrs. Abraham].
- Negro boy, Sale of, 195.
- Negro man, Price of, 411-412.
- Negroes, Importation of, from Barbadoes, 254, 255, 375.
- "Netherbury", St. Mary's County land, 42, 107, 247, 248, 250, 251.
- Newen, Owen, Baltimore County; *see also* Table of Cases.
- Newham, Roger, sea captain, 69.
- Newman, John, 356.
- Newton, Edward, admr.; *see* Table of Cases; Newton, Thomas, dec'd.
- Thomas, Dorchester County, 234.
- Newton, Thomas, dec'd, 29; *see also* Newton, Edward, admr.
- Newtowne, St. Mary's County, 307, 308, 410, 411.
- Nicholls, Mary (—), Mrs. John, 131.
- Nicholson, Hester, Mrs. Nicholas, admrx.; marksman, *see* Table of Cases; Gough, William, dec'd.
- Nicholas, Anne Arundel County gentleman, planter; *see* Table of Cases.
- Nicklus, Mathew, *see* Table of Cases.
- Nickolls, Nicholas; *see* Table of Cases.
- Nickols, John, xii, *see also* Table of Cases.
- Noble, Robert, 354.

- Noli me tangere* (syphilis), 413.
Non sum informatus, 101, 292.
 Nonsuit, 105, 136, 290, 326, 362.
 Norman, Johannah; *see* Randall, Johannah (Norman).
 Not found, Fee for, 137.
 Not found, Return of, by sheriff, 15, 35, 36, 39, 45, 60, 61, 62, 63, 113, 179, 180, 182, 183, 193, 216, 217, 335, 344, 345, 360, 449.
 Not guilty, Plea of, 12, 17, 23, 25, 66, 72, 82, 84, 85, 128, 132, 145, 153, 218, 221, 225, 252, 254, 266, 325, 356, 385, 393, 417, 423, 430.
 Verdict of, by jury, 17, 72, 145, 225, 252, 356, 423, 431.
 Notary and tabellion public, of London, 80, 89.
 Nothing in bar, Plea of, xv, 268, 307, 312, 364.
 Notley, Thomas, dec'd, 4, 193; *see also* Baltimore, Charles, Lord, & Rozer, Benjamin, exrs.
 Nuthall, Elias, of Calvert County, xix, 40.
 James, of Calvert County, 228.
 Nutmegs, Cost of, 3.
 Nutt, Job, of Talbot County, 197, 198.
 Oak, Red, boundary tree, 197, 221, 296, 303, 349, 352.
 White, boundary tree, 54, 109, 163, 197, 201, 202, 205, 221, 226, 227, 230, 231, 232, 257, 296.
 Timber trees, 153.
 Oath, To an account, 4.
 Of an attorney before the court, 10.
 To the delivery of declaration, 163.
 Of grand juror, refusal to take, 361.
 Of witnesses, 45-46.
 Refusal to take, 362.
 Refusal of jury to admit, 357, 358.
 Petition of Quakers for relief from, xxi.
 Obligation (note), Attachment of, 44.
 Ocane, Richard, 119.
 Ogle, Mrs., in England, 118; *see also* Stagg, Margaret, admrx.
 Oholoham, Dermond; *see* Table of Cases.
 Oistin, Edward, Barbadoes, gentleman, 112, 254, 255; *see also* Digges, Wm., admr; Oystin.
 O'Keife, Constant, 46, 167-168.
 Oldfield, Andrew; *see also* Table of Cases.
 George, Cecil and St. Mary's County planter; *see* Table of Cases.
 Omaley, Bryan, 261, 262.
 Orchard, Establishment of, 87, 98, 99, 106, 247.
 Orchard, William, merchant, of Poole, England; *see* Table of Cases.
 Order, peremptory, that cause come to trial, 112, 146, 256, 305, 432.
 Osbourne, Henry, dec'd, 220.
 John; *see* Table of Cases.
 William, of Baltimore County, 137.
 William, Jr., 44, 58.
 Osnabrig, Cost of, 3.
 Outhouses on plantation, 229, 247.
 Overseer, Arrangement with, 237-239.
 Bad usage by, 455.
 Oxen, Richard, 258.
 Oxen, *see* Steers.
 Oxen and beasts of the plow, Exemption of, from attachment, 45.
 Oyer and terminer, Special Court of (criminal), 401 *et seq.*
 Oystin, Edward, dec'd, xxi, 112; *see also* Digges, William, admr., Oistin.
 Padgett, Thomas, lessor, 464.
 Paine, Edmund, sea captain, 69.
 Matthew, sea captain, 69, 118.
 [Painter, Judeth, Mrs. Nicholas]; *see* Table of Cases.
 Nicholas, attorney, 115, 189, 291, 340, 346, 436, 450.
 Nicholas, clerk of the Provincial court, xv, 1, 19, 39, 46, 101, 115, *see also* Table of Cases.
 "Painters Rest", Cecil County, 302.
 Paler, John, 68, 72, 82, 84, 85.
 Palmer, William, dec'd 27; *see also* [Ellis,] Eliza [(—)] Palmer, Mrs. Peter].
 Papers, legal, Transfer of, 46.
 Paragon body; *see* body (corset).
 Parke, Robert, of Kent County, 32, 33.
 Parker, George, attorney, 9, 29, 55, 64, 79, 97, 99, 100, 101, 107, 121, 145, 166, 179, 189, 195, 207, 215, 227, 236, 239, 268, 296, 316, 321, 326, 347, 363, 366, 434, 443, 444, 445, 464; *see also* Table of Cases.
 Illness of, 453.
 Henry, 14; *see also* Table of Cases.
 Thomas; *see also* Table of Cases.
 Timothy, & co., *see* Table of Cases.
 William, *see* Table of Cases.
 Parkes, Robert, 163.
 Parnes, Richard; *see* Table of Cases.
 Parris, Mr. John, 410.
 Parsons, John, 302, 311, 317; *see also* Table of Cases.
 Particular; *see* Account.
 Parties, Failure of, to appear, 38, 186, 432.
 Partis, Charles; *see* Table of Cases.
 "Partnership", Dorchester County, 221.
 Pass [letter of attorney?], Demand for, 394.
 Pass for travel outside the county, 141 ff.
 Passage, Cost of, xxi, 378.
 Patent, Suit to vacate, 46.
 Patent bounds and true ancient bounds, Variation between, 206.
 Pattison, Alexander, dec'd; *see also* Table of Cases.
 Pattison, James, 252.
 James, exr., *see* Table of Cases.
 Thomas, deputy surveyor, Dorchester County, 222, 234, 289, 454, 456.
 Patuxent, Maryland port of, xxi.
 Paul, Porter, of London, 90.
 Pauper, Assignment of counsel to, xiv, 289, 456.
 Payment, Admission of not having made, 18, 288.
 Claim of having made, 146-147, 155, 395, 409, 436.
 Demand for, Specification of, 95, 96.
 Partial, 388-389.
 Readiness to make, 14, 127.
 Peacock, Richard, deputy surveyor of Talbot County, xviii, 13, 54, 109, 151, 201, 202, 203, 351, 352ff; *see also* Table of Cases.
 Pease, Indian, Growing of, 87.
 Pecosan swampe, A [Nominative or descriptive?], 197, 198.
 Peele, Thomas, 43, 106, 248.
 Peirce, John, 165.
 John, dec'd, chirurgian, 29; *see also* Peirce, John, exr.
 John, exr.; *see* Table of Cases; Peirce, John, dec'd.
 Peirsey, *see* Peirsey.
 Peirsey (Peircy), Thomas, dec'd, 291.
 Pemberton, Thomas, Somerset County gentleman, 320, 325, 334, 343, 348, 425; *see also* Table of Cases.
 Penniston (cloth), Price of, 347.
 Performance, Claim of having done, 426.

- Perry, Michael, London merchant, 57.
 Capt. Richard, 54, 112, 195.
 Richard; *see* Table of Cases.
 Person, John, 224.
 Pestle, 405, 406.
 Peterkin, James, Dorchester County planter, 239, 256, 269, 356, 376; *see also* Table of Cases.
 Peterson, Andrew; *see* Table of Cases.
 Petition, For admission *in forma pauperis*, 289, 456.
 For admission as an attorney of the Court, 115-116.
 For court order, 136.
 For escheat or reimbursement, xvii, 171.
 For freedom, after unjust sale, 195-196.
 For freedom, because executor, 454.
 Of master for servant's time, 167-168.
 Petition, Of poor widow against her sons, 359-360.
 For remission of fine, 346.
 Of servant for cure of disease, 169.
 Of servant for freedom, 41, 166, 168, 196, 453, 455.
 Of servant for relief against mistress, 360.
 Denial of, 167.
 Petticoats, calico, Value of, 25.
 Value of, 3.
 Phelps, Wm., 1; *see also* Table of Cases.
 Philips, James, Baltimore County, 38, 458.
 Phillips, Daniel, Calvert County planter, 107, 227, 449; *see also* Table of Cases.
 James, of Baltimore County, 128, 334, 345, 380, 395, 398, 412, 414, 418.
 Jno., 2, 8, 12, 17, 41; *see also* Table of Cases.
 Phillips or Chickamocco Creek, 54.
 Pick, William, mariner, of Poole, England; *see* Table of Cases.
 Pile, Joseph, of St. Mary's County, 2, 8, 12, 17, 41; *see also* Table of Cases.
 Pile's Creek, Wiccocomico River Charles County, 270.
 Pillory, Standing in, Penalty of, 385.
 Pindar, Edward, 3, 235; *see also* Table of Cases.
 Edw., of Dorchester County, admr.; *see* Table of Cases;
 Foorde, Wm., dec'd.
 Pinke, John, Somerset County merchant, 397; *see also* Table of Cases.
 Pitcher, Emanuell, 40, 320, 325, 348.
 Pitt, John, 261, 262.
 "Plaine Dealing", Dorchester County, 221, 225.
 Plaintiff, Appearance of, in proper person, 9, 390.
 Death of, 54.
 Plantation, Establishment of, 86-87.
 Plea, Extension of time on filing of, 31.
 Special and general, 74.
 Special, Withdrawal of, 145-146.
 for, Account, 147, 258, 286, 337, 377, 464.
 Plea, Of assumpsit, 1, 7, 67, 92, 116, 156, 255, 260, 269, 317, 347, 375, 383, 387, 388, 396, 431, 437.
 Inapplicability of, 120.
 Of [guilty], 18.
 To hold covenant, 270, 296.
 Of trespass on the case, 1, 5, 6, 9, 15, 19, 35, 39, 60, 61, 62, 63, 65, 66, 68, 72, 80, 81, 83, 85, 89, 91, 93, 116, 121, 127, 129, 131, 132, 135, 136, 137, 138, 141, 144, 158, 182, 183, 192, 193, 194, 216, 217, 218, 233, 237, 253, 254, 259, 267, 268, 275, 306, 316, 318, 320, 324, 335, 336, 337, 344, 345, 347, 362, 375, 383, 384, 388, 390, 397, 408, 410, 413, 415, 418, 422, 428, 431, 436, 440, 441, 449, 450, 463.
 Unjustly detaineth, 4, 138, 157, 217, 379, 394, 411, 446; *see also* Debt.
 Failure of, to appear, 8, 12, 43, 153, 186, 398, 432.
 Plank; *see* Floors.
 Plantation, Appertinances of, 341.
 Crops on, 237.
 Work of servant woman on, 87.
 Of non-assumpsit, 7, 67, 71, 74, 89, 92, 117, 138, 238, 250, 269, 317, 319, 348, 376, 387, 396, 398, 414, 416.
 Oweth and unjustly detaineth, 13, 17, 18, 32, 35, 44, 55, 57, 58, 95, 96, 106, 113, 127, 129, 149, 152, 154, 161, 179, 180, 183, 193, 216, 239, 261, 274, 275, 278, 312, 313, 314, 315, 321, 322, 323, 339, 363, 369, 380, 389, 399, 400, 402, 408, 420, 421, 423, 425, 432, 436, 450; *see also* Debt.
 Of prior performance, 382.
 Of *plene administravit*, 2.
 Of trespass, 417-418.
 Pledges, 18.
 Plot and certificate, Court order for, 13, 106-107, 107-108, 108-110, 111, 201, 204, 206, 222, 228, 229-230, 249-250, 350, 435; *see also* Ejectment, Action in.
 Poccoson (swamp), 297.
 Pokiccory (hickory) boundary tree, 42, 54, 197, 220, 224, 247.
 Pollard, John; *see* Table of Cases.
 Poole, David, St. Mary's County merchant; *see* Table of Cases.
 Robert, 302.
 Poor widow, Order for the relief of, 360.
 Pope, John; *see* Table of Cases.
 Popular, As boundary tree, 163, 221.
 Pork, Owing and unjustly detaining of, 436.
 Receipt of, 147.
 Shrinkage of, in curing, 150.
 Value of, 148.
 Porter, William, 40.
 Possession, Refusal to deliver, 263.
 Possessor, Absence of any, 303.
 Potter, Elizabeth, 171; *see also* Greene, Elizabeth.
 Thomas, 34.
 Pot racks, 405, 406.
 Powell, George; *see* Table of Cases.
 Power, John, 380, 395, 398, 412, 414.
 Preston, Richard, 262.
 Thomas, marksman, *see* Table of Cases.
 Price, Thomas, 145, 160, 252.
 William, of Elk River, Cecil County, 40, 142.
 Prison, County, 459-460.
 Prison breaking, 337, 338.
 Priestly, (Priestley), Benjamin, Dorchester County, 234-235.
 Prisoner, Cost of maintenance of, 104.
 Escape of, 190.
 Going at large of, 391.
 Proctor, Robert, 397.
 Profit, Loss of, by failure to pay, 70, 81, 90, 158.
 Proprietary, *see also* Table of Cases.
 Proprietary, Attorney general of, 46, 290, 312.
 Proprietary, Fee to, from persons entering, 379.
 Proprietary, Remission of fine by, 200.
 Proprietary manors, 98, *see also* St. Maryes Manor.
 Prosecution, Refusal to make, 25, 80, 91, 93, 95, 97, 157, 254, 259, 260, 275, 314, 315, 318, 408, 420, 422, 428; *see also* Nonsuit.
 Prosecute with effect, Failure of plaintiff to, 37 (& earlier), 184, 194, 450.

- Protest of bill of exchange, 80.
Province, Chancellor of, 1, 19, 384; *see also* Calvert, Philip.
Charge to jury by, 290.
Judgment by, 139.
Clerk of, 171; *see also* Llewellyn, John.
Commissary general of, 7, 371; *see also* Digges, Col. Williams; Darnall, Col. Henry; Calvert, Philip.
Principal secretary of, 33, 150, 196, 371, 452; *see also* Calvert, William; Darnall, John; Sewall, Maj. Nicholas.
Secretaries of, Payment to, by attorneys, 452.
Surveyor general of, 113, 157, 228, 353, 371; *see also* Brooke, Baker, dec'd; Lowe, Vincent.
Provincial Court, Action in, before a single justice, xii, 18-19, 323-325, 431-432.
Adjournment of, ix, 16, 128, 172, 207-208, 216, 292, 314, 367, 465; *see also* Writ of adjournment.
Clerk of, xii, 1, 15, 39, 46, 54, 101, 115, 170, 172, 199, 253, 278, 294, 312, 334, 346, 371, 435, 455; *see also* Painter, Nicholas; Cocks, Wm.
Filing of papers with, 457.
Neglect by, 168.
Swearing in of, 115, 295.
Concern of, for servant, 40, 169.
Continuance by, to consider case, 186.
Cryer of, Readmission of, 288; *see also* Blomfeld, John.
Decision of case by, for jury, 418.
Justices of, ix, 1, 5, 46, 115, 209, 294, 371; *see also* Burges, William; Calvert, Philip; Calvert, William; Coursey, Henry; Darnall, John; Digges, William; Lowe, Vincent; Rozer, Benjamin; Sewall, Nicholas, Stevens, William; Truman, Thos.
Justices of, Suit by, 18.
Suit against, 5, 29, 332, 423, 443.
Swearing in of, ix, 289, 295, 371.
Length of sessions, 103, 115.
Liberties and privileges of, 9, 18, 94, 182.
Meeting place of, 1, 115, 250, 462, 465.
Provincial Court, Meetings of, 1, 46, 64, 115, 172, 208-209, 294, 371, 462.
Provisions for voyage, Failure to provide, 427.
Pryor, John; *see* Table of Cases.
Public levy, Payment of witness fees out of, 54.
[Pye, Anne (Sewall) Rozer,] admrx. *see* Table of Cases;
Rozer, Benjamin, dec'd.
Edward, Esqr., 446; *see also* Table of Cases.
Pynner, Thomas, 397, 459.
Pynn, Edward, *see* Table of Cases.
Quantum meruit, 120.
Quarme, ———, dealer in servants, 167.
Querke, James, servant boy, 421.
Quigley, Charles, Charles County gentleman; *see* Table of Cases.
John, 73.
John, dec'd, 439; *see also* Taylor, Thomas, admr.
Quilts, calico, Value of, 25.
Quit claim of errors, etc., 207.
Raisins, Cost of, 3.
Ramsey, William, St. Mary's County, 253.
Randall, Christopher, xxiii, 126.
Johannah (Norman), Mrs. Christopher, xxiii, 122, 124, 126.
Raspin, Samuel, dec'd, 289; *see also* Marshall, Thomas, admr.
Ratliffe, Emanuel, 117, 219.
Rawles, William, of Kent County, 163, 397, 405; *see also* Table of Cases.
Rawlings, John, 152, 161, 221.
Read, John, 302, 311, 317, 386.
Reade, John, 55.
Receipt as bar to suit, 156-157.
Receiver, Salary to, 150.
Of tobacco, and other goods, 146, 148, 149, 150.
Recognizance, Forfeiture of, 33; *see also* Bond.
Reede, William, 55.
Reeves, Edward, 44, 58, 137.
Richard; *see* Table of Cases.
Refusal to take oath; *see* Oath of grand juror, Refusal to take.
Reid, Abraham, *see* Table of Cases; Read.
Reinolds, John, 356.
Rejoinder to replication, Filing of, 427.
Release, Order that parties exchange, 406.
Release of errors, 151.
Remedy, Choice of, 236.
Reply, Insufficiency of, 264.
Rescue of goods taken in distress, 265, 266.
"The Reserve", Dorchester County, 153.
Resurvey, Order of, Renewal of, 13, 109, 201, 206, 351, 352, 354, 434, 449.
Sepcial warrant for, 110, 204, 224, 230, 250-251.
Revell, Randall, 113; *see also* Table of Cases.
Reynolds, Henry, 397.
Rhoads, Abraham, 249, 250.
Ribbon, Cost of, 3.
Richardson, John, Dorchester County planter, 2, 8, 12, 17, 41, 68, 72, 82, 84, 85, 224, 311, 363; *see also* Table of Cases.
Mary (————) Bradley, J, ux., admrx., *see* Table of Cases; Bradley, Henry, dec'd.
Sarah, only dau. John, 158, 159.
Thomas, of Dorchester County, 335.
Richison, Symon, Dorchester County, 234.
Rickard, Lott; *see* Table of Cases.
The Ridge, in Anne Arundel County, 11.
Ridgley, Martha (————), Mrs. Robert, 116, 360.
Martha (————), Mrs. Robert, extrx.; *see* Table of Cases; Ridgely, Robert, dec'd.
Robert, attorney, xiv, 1, 4, 5, 6, 8, 12, 13, 15, 17, 18, 19, 23, 29, 30, 34, 36, 37, 38, 41, 43, 44, 45, 52, 57, 58, 64, 65, 67, 71, 72, 73, 79, 80, 82, 84, 85, 88, 90, 92, 94, 100, 115, 116, 129, 133, 140, 143, 146, 148, 152, 156, 207, 218, 220, 233, 237, 253, 258, 259; *see also* Table of Cases.
Riggen, Teague; *see* Table of Cases.
Right (surname); *see* Wright.
Ringold, James, Kent County gentleman, 382, 384, 388, 409, 423, 430; *see also* Table of Cases.
Robbery, Felonious, 46, 167.
Roberts, Francis; *see* Table of Cases.
Robins, George, Talbot County gentleman, 365; *see also* Table of Cases.
John, Talbot County, 461.
Robinson, James, 40.
Robotham, George, Talbot County merchant, 316, 317.
Robson, William, 2, 8, 12, 17, 41.
Roe, Richd., pledge, 18; *see also* Doe, John, pledge.
Rogers, John; *see also* Table of Cases.
Rosse, John, 2, 8, 12, 17, 41.
Roswell, William, St. Mary's County gentleman, 2, 7, 8,

- 12, 17, 41, 194, 382, 384, 388, 409, 423, 431, 448; *see also* Table of Cases.
- Rotee, Solomomon [*sic*]; *see* Table of Cases.
- Rousby, Mr. [C.], 165.
- Christopher, attorney, xx, 41, 221, 226, 236, 306; *see also* Table of Cases.
- Dwelling house of, in Calvert County, 85.
- His Majesty's collector; *see* Table of Cases.
- John, attorney, 36, 75, 145, 213, 215, 256, 301, 314, 315, 322, 330, 338, 400, 417, 428, 443; *see also* Table of Cases.
- Rowland, Edward, servant, 377, 379.
- Henry, servant, 377, 379.
- Lawrence, of Calvert County, 231, 232.
- Royston, Richard, Talbot County planter, 380, 395, 398, 412, 414, 418, 461; *see also* Table of Cases.
- Rozar, Benjamin, Charles County, justice of the Provincial Court, 1, 29, 276; *see also* Table of Cases.
- Rozar, Benjamin; *exr.*; *see* Table of Cases; Notley, Thomas, *dec'd.*
- Rozar, Benjamin, *dec'd.*; *see also* Pye, ——— Rozar, Mrs. Edward, *admr.*
- Runsey, James; *see* Table of Cases.
- Runaways, Discovery of, 141-143.
- Penalty for, 167, 197.
- Runlet (small liquid measure), 32.
- Russell, Thomas, attorney (in fact?), 127, 131, 138.
- Rye (grain), Value of, 87.
- St. Charles Creek, Calvert County, 107, 226, 227, 228, 229, 230, 232.
- St. Clement's Manor, St. Mary's County, 265.
- St. Jerome's, St. Mary's County, 86.
- St. Jerome's Creek, St. Mary's County, 149.
- St. John's, St. Mary's County, 40.
- St. Maryes, Proprietary manor of, 98, 99, 184.
- St. Mary's County, Court of, 105, 307.
- Cryer, Fees to, 200.
- Deputy surveyor of, 107, 157-158; *see also* Brandt, Randall; Jones, John.
- Sheriff of, xv, 2, 17, 23, 34, 35, 39, 40, 45, 52, 53, 63, 66, 67-68, 83, 91, 93, 106, 112, 117, 155, 160, 178, 182, 190, 193, 194, 217, 225, 239, 249, 250, 306, 324, 344, 367, 376, 380, 382, 393, 397, 398, 409, 411, 412, 414, 416, 417, 421, 448, 449; *see also* Jury, Summoning of; Boarman, William; Slye, Gerard; Doyne, Joshua.
- Fees to, 200.
- Fine against, 172.
- Prison of, 459-460.
- St. Michael, the Archangel, Feast of, Sep. 29, 303.
- St. Peter's, St. Mary's City, Residence of Phillip Calvert, 19.
- Salisbury, John, Dorchester County, 234; *see also* Table of Cases.
- Wm., *dec'd.*, 53; *see also* Willis, John, *exr.*
- Sallers, John, Anne Arundel County planter, *see* Table of Cases.
- Salmon, Thomas, *dec'd.*, 53; *see also* Stockett, Henry, & Salmon, James, *adrs.*
- Salt for curing pork, 150.
- Sanders, John, *see* Table of Cases.
- Saracenet, blue, Cost of, 3.
- Sawyer, Arthur, *see* Table of Cases.
- Frances (Morgan), Mrs. Peter, xviii, 12, 108, 200, 348.
- Peter, 12, 108, 200, 348.
- Saxon, John, *see* Table of Cases.
- Sayer, *see* Sawyer.
- Scarburgh, Matthew, *see* Table of Cases.
- Scorey, William, London notary & tabellion public, 80.
- Scotland Creek, Dorchester County, 223.
- Sealous, Stephen, Dorchester County, 234.
- Security, Failure to give, 165-166.
- Giving of, 31, 36, 57, 58, 114, 166, 191, 192, 433, 440, 442, 448-449, 456, 458, 460; *see also* Sureties.
- Sedgwick, James, 346, 433.
- Sedwick, William, *see* Table of Cases.
- Seed, Provision of, by master, 87.
- Selby, *see* Sellby.
- Sellby (Selby), William, of Calvert County, 231, 232.
- Semme, Marmaduke, 448.
- Sempell, Joseph, *see* Table of Cases.
- Sergeant, Joseph, 224.
- Servant, Age of, Determination of, by Court, xix, 168, 171.
- Attachment of, 33.
- Conversion of, to uses of another, 81, 145.
- Court care for health of, xix, 169.
- Criminal behavior of, 167.
- Execution of, for master's debt, 181.
- Hiring of, 383.
- Ill usage of, 40, 360, 455.
- Loss of, 144.
- Owing and unjustly detaining of, 339.
- Petition of, for freedom, *see* Petition of servant.
- Recovery of, by Court verdict, 40, 41.
- Replevin of, 421, 422.
- Running away of, xix, 167-168, 453, 455.
- Taking of oath by, 104.
- Time of, Calculation of, 41, 167, 171.
- Value of, xix, 33, 142, 144, 181, 195, 325, 379, 411; *see also* Negro.
- Wages of, 132, 383.
- without indenture, 144, 167.
- woman, Work of, on plantation, 87.
- Servants, Bedding and clothing of, 377.
- Corn and meat for, 86.
- Passage of, Cost of, 255, 375, 378.
- Sale of, 260, 379.
- Supplying of, to tenant farmer, 86.
- Dealers in, 142, 196.
- Sewall, Major Nicholas, St. Mary's County, justice of the Provincial Court, ix, 371.
- Seward, Josias; *see* Table of Cases.
- Shallop, Loan of, 415.
- Shankes, John, 258.
- Sharpe, Dr. Peter, xxi.
- William; *see* Table of Cases.
- William, *exr.*, 170; *see also* Table of Cases; [Cristenson's Exrs.]
- Shawe, Ralph; *see* Table of Cases.
- Shelton, John, 54.
- Sheppard, William; *see* Table of Cases.
- Sheriff, Allowance to, for collecting the levy, 120.
- Amercing of, 38, 47, 113, 178.
- Duties of, 364, 418.
- Fees to, 33.
- Fine against, for non-attendance at Court, 172.
- for failure to return writs, 361-362.
- Ill language of, to the Court, 456.
- Presence of, at surveys, 13, 202, 351.
- Refusal of, to bring prisoner into court, 456.

- Writ of adjournment directed to, 293.
- Ship, Arrival of, in Province, Importance of knowing, 41.
- Forfeiture of, for violation of act of Parliament, 23.
- Ship
- Anne*, London.
- Charles*.
- Dolphin*, of Poole, England.
- Elizabeth and Mary*, London.
- Experiment*, London.
- Hopewell*.
- Joseph and Benjamin*, London.
- Katherine*, of Waterford, Ireland.
- Liverpool Merchant*.
- Margaret*, London.
- Mary*, London.
- Willing minde*.
- Shoes, Men's fall, Cost of, 3.
- Women's fall, Cost of, 3.
- Worn, wooden-heeled, Cost of, 3.
- Shovel, 44, 58.
- Show cause, Issuance of, 8, 45, 94, 324, 429; *see also Scire facias*.
- Shrigley, John, Anne Arundel County cooper; *see* Table of Cases.
- Sibrey (Sybrey), Capt. Jonathan, sheriff of Cecil and of Talbot County, 49, 286, 287, 320, 338, 356, 428; *see also* Table of Cases.
- Sickness, As reason for failing to appeal court verdict, 132.
- Sides, Peter, 354; *see also* Table of Cases.
- Sikes, Samuel, a poor man, 413, 414, 415.
- Thomas, 382, 384, 388, 409, 423, 430; *see also* Table of Cases.
- Silvester, James, *see* Table of Cases.
- Simpson, Thomas, 225, 292, 382, 384, 388, 409, 423, 431.
- Sims, Richard, of Baltimore County, 137.
- Singleton, John, 120.
- Skillington, Thomas, 3.
- Skinner, Andrew; *see also* Table of Cases.
- Robert; *see* Table of Cases.
- "Skretons and Addition," St. Mary's County, 106, 248, 250, 251.
- Slaves, 271; *see also* Servants.
- Slye, Gerard, 458; *see also* Table of Cases.
- Gerrard, admr.; *see* Table of Cases; Chillman, Richd., dec'd.
- John; *see also* Table of Cases.
- Smith, Abraham; *see* Table of Cases.
- Elizabeth [(Brooke), Mrs. Richard; 107, 226, 227, 326.
- George, of Baltimore County, 137, 458.
- Henry, of St. Mary's County, 149, 150, 346, 395; *see also* Table of Cases.
- John, of Calvert County, 228, 231, 232, 382, 384, 388, 409, 423, 431; *see also* Table of Cases.
- Matthew, Talbot County, 352.
- Olive, 289.
- Richard, of Calvert County, 107, 185, 226, 227, 287, 326.
- Richard, junr., of Calvert County, 152, 161, 449.
- Walter, of Calvert County, 64, 107, 227, 233; *see also* Table of Cases.
- William, 68, 72.
- smithson, Richard; *see* Table of Cases.
- Smithson, Thomas, deputy surveyor, Dorchester County, 225, 354, 434, 460.
- William, 66, 74, 143, 361, 460.
- William, clerk of the Dorchester Co'ty Court, and sheriff of Dorchester County, xv, 235, 296, 318, 339, 420, 421, 454.
- Solley, Benjamin, dec'd, 446; *see also* Solley, Lydia, admrx.
- Lydia, admrx.; *see* Table of Cases.
- Somerhill, William, 302, 311, 317, 318, 386.
- Somerset County, Sheriff of, 113, 178, 293, 463.
- Amercing of, 28, 38, 50, 53, 215, 366; *see also* White, John.
- Sparkes, Wm.; *see* Table of Cases.
- Special court of oyer & terminer, 19.
- Specialty, Debt upon, 120.
- Sperton, Joseph, Cecil County constable; *see* Table of Cases.
- Spinke, Thomas, 117.
- Sprackling (Spratling), Simon, St. Mary's County planter; *see* Table of Cases.
- Spratling, *see* Sprackling.
- Sprigg, Thomas; *see* Table of Cases.
- Spritsail, Value of, 422, 423.
- Stafford, Thomas, of Calvert County, 228.
- Stagg, Margaret, widow, 55; *see also* Table of Cases.
- Margaret [(—)] Gittings Ogle], Mrs. Thomas, admrx., *see* Table of Cases; Stagg, Thomas, dec'd.
- Thomas, dec'd; *see also* Stagg, Margaret, admrx.
- Staires, Bennet, 163.
- Standly, *see* Stanly.
- Stanesby, Capt. John, sheriff of Baltimore County, 38, 44, 50, 57, 58, 135, 216, 429; *see also* Table of Cases.
- Stanley, John, 117.
- see also* Standley; Stanly; Table of Cases.
- Stanly, John; *see* Table of Cases.
- Robert, of Calvert County, 231, 232.
- Stapleford, Raymond, Dorchester County, 66, 74, 143, 457; *see also* Table of Cases.
- Staples, John, xx, 41.
- Statute of tillage, English, 123.
- Stavely, Francis, admr.; *see* Table of Cases; Stavely, James, dec'd.
- James, admr.; *see* Salmon, Thomas, dec'd; Stockett, Henry, admr.
- James, dec'd, 440; *see also* Stavely, Francis, & Stavely John, admrs James, dec'd.
- John, admr.; *see* Table of Cases; Stavely, James, dec'd.
- Staynes, Simon, butcher, 142.
- Steers, Breaking of, to the yoke, 86.
- Steevens, John; *see also* Table of Cases; Stevens.
- Simon, 354.
- Williams, 224.
- Steeventon, John; *see* Table of Cases; Steventon.
- Sterling, Debt in, 15, 183.
- Sterling money of England, Receipt of, for debt, 259.
- Stevens, Giles, 137.
- William, justice of the Provincial court, 1, 75, 115, 172, 294.
- William, 68, 72, 82, 84, 85.
- William, Senr., Dorchester County; *see* Table of Cases.
- Steventon, John the Elder, London merchant, 80.
- Steventon, John, the Younger, St. Mary's County merchant; *see also* Steeventon.
- Stiles, Nathaniell, dec'd. 62; *see also* Stockett, Henry, & Stavely, James, admrs.
- Stilliards (steelyards), 44, 58.
- Stockett, Henry, admr.; *see also* Stavely, James, admr.; Salmon, Thomas, dec'd.
- Stone, John, 155, 185, 287.
- "Stonesby" (land), Calvert County (?), 449.
- Stonestreet, Thomas, 320, 325, 348, 380, 398, 412, 414, 416, 418; *see also* Table of Cases.
- Store house, 314, 446.
- Storey, John, 238.

- Strattle, Mary, 196-197.
 Stuff, Cost of, 3.
 Suborning of witnesses, 320.
 Sub poena, Issuance of, 446.
 Sugar, Cost of, 3, 255.
 Muscovadoe, Payment in, xxi, 255.
 Sulivant (Sulevant), Dennis, 145, 160.
 Sumers, Roger, 199.
 Sunderland, John; *see* Table of Cases.
 Sureties, Judgments against, 365.
 Surety, Provision of, 101, 128, 132, 191, 192, 235, 334, 339-340, 343, 345, 361, 362, 433, 463, 464.
 Survey, Court order for, 395.
 Suspicion of felony, Prosecution on, 46.
 Swaney, Thomas; *see* Table of Cases.
 Swann Creek, Kent County, 162, 451.
 Sweatnam, Edward, 456.
 Richard, 406; *see also* Table of Cases.
 Swinfen, Francis, 231, 232; *see also* Table of Cases.
 Sybrey, *see* Sibrey.
 Syphilis, *see* French pox.
 Tackle for boat, Value of, 422.
 Tailor (tradesman), 260.
 Talbot County, Deputy surveyor of, xviii, 13, 351; *see also* Peacock, Richard.
 Sheriff of, 38, 60, 93, 109, 182, 194, 293, 314, 315, 320, 338, 401, 428, 432; *see also* Vaughan, Thomas; Sibrey, Jonathan.
 Amercing of, 178, 189, 212, 438.
 Surveyor of, 109; *see also* Peacock, Richard.
 Talbott, Lancelot; *see* Table of Cases.
 Tankard, Silver, Taking of, against rent, 265, 266.
 Tapthegoe, William, 55.
 Tar, Attachment of, 32.
 Tarleton, Edward; *see* Table of Cases; Tarleton, Edward, & Co.
 Edward, & Co. [, of Dublin, Ireland]; *see* Table of Cases.
 Tasker, Thomas; *see* Table of Cases.
 Tavern Branch, Kent County, 163.
 Taylor, George, 356.
 Michael; *see* Table of Cases.
 Richard; *see* Table of Cases.
 Thomas, Dorchester County gentleman, 235, 261, 262, 330; *see also* Table of Cases.
 Thomas, justice of the Provincial Court, 172, 209, 378.
 Major Thomas, Tobacco house of, 223.
 Thomas, admr.; *see* Table of Cases; Quigley, John, dec'd.
 Thomas, Exr.; *see* Table of Cases; Cristison's Exrs.
 William, Cecil County gentleman; *see* Table of Cases.
 [Tenant farming,] Contract for, 86.
 Tenant in possession, 43, 99, 163, 199, 221, 226, 248, 257, 303, 304-305, 340, 342, 350.
 Tender, Sufficiency of, 311.
 Tennihill, Andrew; *see also* Table of Cases.
 Tennison, Absolon, 360.
 Elizabeth, Mrs. John, 360.
 John, 359-360.
 Justinian, 258.
 Tennyson; *see also* Tennison.
 Thimbles, Cost of, 3.
 Third Haven Meeting, Records of, xxi.
 Thomas, Ann, Imprisonment of, 200.
 Henry; *see* Table of Cases.
 John, 57.
 William, Charles County planter, 66, 74, 117, 143; *see also* Table of Cases.
 Thompson, Anthony, Dorchester County, 234.
 Thompson, George, St. Mary's County gentleman, 43, 252; *see also* Table of Cases.
 attorney, 74, 291, 292, 384, 444, 445.
 Joseph, 147.
 Robert, *see* Table of Cases.
 William, dec'd, 141.
 Thornborg, Rowland, 128, 132.
 Thrift, John, 354.
 Tillett, Thomas, 249, 250, 330, 325, 348.
 Tilley, Joseph, Calvert County, 461, 462.
 Tilliard, John, Baltimore County, 137.
 Tilson, Mr., 137.
 Time limit on actions commenced, 123.
 Time of contracting debt, Necessity of showing, 129.
 Title, Claim of having, 297, 298, 299, 300.
 Insistence on; *see* Ejectment, Action of.
 Promise to deliver, 318.
 Toate, Robert, 386.
 Tobacco, Agreement to sell, 270 ff.
 Hogshead, Weight of, 253.
 Order to pay, 234, 235.
 Payment of, for another, 1, 6, 116, 253, 268, 410, 431.
 Receiver of, 68, 146, 149, 150, 286.
 Commission to, 68, 69.
 Value of, 270.
 Warranty of, 253.
 Tobacco and sterling, Relative value of, 142, 244, 379.
 Tobacco house, 223.
 Todd, Jane, of Talbot County; *see* Table of Cases; *Archives* LXIX, 75.
 Tolle, Roger, 249, 250.
 Tong, John, 320, 325, 348.
 Tools, carpenters, Value of, 26.
 Tovey, Samuel, Kent County merchant, 258; *see also* Table of Cases.
 Towlson, Thomas, London merchant; *see* Table of Cases.
 Toye, Capt. George (merchant), 255, 375.
 Tracy, Richard, 66.
 Timothy, 74, 143, 145, 160.
 Tradesman, Butcher.
 Carpenter.
 Carver.
 Clerk (clergyman).
 Cooper.
 Mariner.
 Mill wright.
 Overseer.
 Tailor.
 Upholsterer.
 Woollen draper.
 Traverse, William, 54-55.
 "Traverse Lott," Dorchester County, 54, 55.
 Trees, Cutting down of, 153.
 Marking of, 225.
 Tregoe, William, Dorchester County, 234, 259, 339.
 Trespass, Description of, 225.
 Trespass and ejectment, Locale of, 230.
 Trover and conversion, 325.
 Truman, Major Thomas, justice of the Provincial Court, ix, 371.
 Appointment of, 295.
 Tumbrell, Michael, servant boy, 33.
 Turberville, Gilbert, 117; *see also* Table of Cases.
 Turbutt, Michael, 256.
 Sarah [(-----)], [Mrs. Michael], 256, 257.
 Turkey Neck, St. Mary's County, 253, 292.
 Turling (Tyrling), John, 239, 385.
 Turner, Mathew, 302, 311, 317, 386.
 Twisdale, William, 145, 160, 249, 250.
 Tyler, Robert, 297; *see also* Table of Cases.
 Tyres, James, 258.
 Tyrling, John; *see* Table of Cases.

- Tyte, George, mariner, of Bristol, England; *see* Table of Cases.
- Umpire, Choice of, by arbitrators, 404.
- Undersheriff, Employment of, 66.
- Underwood, Anthony, 115, 360.
Anthony, attorney, 115, 116, 170, 215, 216, 217, 277, 279, 320, 343, 364-365, 369, 383, 384, 387, 402, 410, 422, 429, 431, 437, 445; *see also* Table of Cases.
- Upholsterer, 399, 400.
- Uty, Susanna; *see* Table of Cases.
- Vanswearingen, Garret, 170, 330, 378, 448; *see also* Table of Cases.
- Variance between patent and ancient bounds, 206.
Between writ and declaration, 128, 401.
- Vaughan, Thomas, sheriff of Talbot County, xv, 62, 183, 290; *see also* Table of Cases.
- Wade, John, of Kent County; *see* Table of Cases.
- Wadecar [Whittaker?], William; *see* Table of Cases.
- Wahoope, Archibald; *see* Table of Cases.
- Wakefield, Thomas, Charles County, 397, 448.
- Walkden, James; *see* Table of Cases.
- Walker, John, Talbot County, 352.
Sarah (Osborne), Mrs. Thomas, 220, 221, 222, 223, 224, 225.
Thomas, 220, 221, 222, 223, 224, 225.
William, Dorchester County, 234.
- Wall, Thomas, 224.
- Walls, John, Somerset County mariner, a foreigner, 343; *see also* Table of Cases.
- Want of effects as ground for refusing payment, 90.
- Ward, Edward, 117, 382, 388, 409, 423, 431.
Henry; *see* Table of Cases.
- Waring, Basil, *see* Warring, Bassill.
- "Warners Plantation," at St. Jerome's, St. Mary's County, 86.
- Warrant of attorney, 55, 56, 101, 114-115, 136, 137, 170, 197, 207, 280-281, 291-292, 360-361.
- Warren, Ignatious; *see* Table of Cases.
- Warring, Bassill; *see* Table of Cases.
John, 258.
- Waterside, Delivery of pork at, 436.
Delivery of tobacco at, 98, 390, 451.
- Waterton, Capt. Jno., comm'r of Baltimore Co'ty, 131, 132, 135, 136, 138.
- Watkins, Edward; *see* Table of Cases.
- Watkins, Edward, sea captain, 70.
- Watkinson, John, Talbot County planter; *see* Table of Cases.
- Watson, John, 155, 185, 287.
- Watts, Peter, 252.
William, 252.
- Weekes, Joseph; *see* Table of Cases.
- Wells, Col. Geo., commissioner of Baltimore Co'ty, 131, 132, 135, 136, 138; *see also* Table of Cases.
Mary (Martin), Mrs. Richard, 63, 99 ff., 184.
Richard, Anne Arundel County planter, 63, 99 ff., 184; *see also* Table of Cases.
William, 218.
- Welsh, John, sheriff of Anne Arundel County, 6.
- West, John, of Somerset County, 360, 361.
- "Westwood," St. Mary's County, 269, 270.
- Wheat, Value of, 87.
- Wheatley, Andrew, 225.
John, 249, 250.
- Wheeler, James; *see* Table of Cases.
Maj. John, xvii, 171.
- Whetstone, Stephen, 163.
- White, John, sheriff of Somerset County, 38, 50, 113, 178, 366, *see also* Table of Cases.
- Whitehouse, William, *see* Table of Cases.
- Whittacre, William, *see* Table of Cases.
- Whittington, John; *see* Table of Cases.
- Wiccocomico River, Charles County, 341, 446.
- Wildblood, Joseph; *see* Table of Cases.
- Wilkinson, John, 380, 395, 412, 414, 416, 418.
- Wilkinson, John, 163, 380.
- Williams, Jane, admx.; *see* Table of Cases; Williams, William, dec'd.
- Joshua, St. Mary's County merchant; *see* Table of Cases.
Rice, 397.
Richard, Charles County, 457.
Thomas, 145, 160.
- William, dec'd, 37; *see also* Williams, Jane, admx.
- Williamson, Joshua, of Liverpool and St. Mary's County, 217, 448; *see also* Table of Cases.
- Willing minde (ship), London, 70.
- Willis, John, exr., 102; *see also* Table of Cases; Salisbury, Wm., dec'd.
- Wilmer, Simon; *see* Table of Cases.
Simon, agent of Capt. Richard Perry; *see* Table of Cases.
- Wilmore (Wilmer), Simon, 239, 256, 269, 356.
- Wilmott, John, *see* Table of Cases.
- Wilne, Robert, of Talbot County, 169-170.
- Wilson, Giles, 117.
- Windall, Capt. Richard (merchant), 20-26.
- Witherington, Elizabeth, Prosecution of, 46.
- Wine, Fiall, Cost of, 388.
- Witcherly, Thomas, 302, 311, 317, 386.
- Witness, Examination of, Failure in, 206.
under oath, 13, 46, 355 ff., 435; *see also* Ejectment, Action in.
Refusal of, to give testimony, 362.
Subornation of, 320, 384-386.
To a marriage, 122.
- Witness fees, Allowance of, by the Court, 40, 46, 54, 62, 103-105, 114, 169-170, 289, 290, 362, 386, 395-396, 452, 454, 458, 459, 460, 461.
Payment of, by Defendant for plaintiff, 46.
Rate of; *see* Witness fees, Allowance of.
Suit to recover, 370.
- Wood, Joane (———), Mrs. Matthew, 454.
John, Charles County planter; *see* Table of Cases.
Matthew, 454.
- Woodward, John, Dorchester County merchant, 31, 334, 461.
- Woolverston, Walter, 311, 317.
- Wray, John, London, 90.
- Wright (Right), John, 128, 132; *see also* Table of Cases.
Solomon; *see* Table of Cases.
Thomas, 118, 120.
- Wrights Swamp, Dorchester County, 220, 223, 224.
- Writ, Variance between, and declaration, 128.
- Writ, Abatement of, 402.
Charge for sealing, 171.
Delivery of, to sheriff, 16, 83, 307.

- Endorsement of, on back, 37-38, 200.
- Failure to prosecute, 39, 450.
- Failure of sheriff to return, 200, 361.
- Fees for, 32, 33.
- Illegal obtaining of, 442.
- Purchase of, before cause of action, 97, 147.
- Quashing of, 457.
- Refusal of sheriff to serve, 16.
- Renewal of, 340, 366.
- Setting aside of, 442.
- Superseding of, 200.
- of adjournment, Text of, 207, 209, 216, 217, 292-293, 318, 336, 344, 352, 465.
- Of *capias ad satisfaciendum*, 6, 16, 127, 286, 306, 391; *see also* Arrest, Warrant for.
- Of diminution, 290.
- Of enquiry of damages, 40-41, 71, 160, 185, 274, 334, 363, 377, 393, 412;
Text of, 160, 256.
- of error, 27, 37, 51, 77, 80, 112, 330, 343, 366, 370, 373, 435, 440; *see also* Errors, Assignment of.
Text of, 135.
- Of *fieri facias*, special, 340, 344.
- Of *fieri facias de bonis propriis*, 442.
- Of *habere facias possessionem*, 54-55, 100, 163, 184, 199, 233, 256, 258, 304, 305, 326, 343, 446, 447, 451.
- Of privilege, 9.
- Of restitution, 344.
- Of *scire facias*, 8, 9, 34, 45, 46, 53, 59, 80, 94, 102, 105, 112, 113, 114, 164, 170, 165, 179, 194, 215, 324, 340, 429, 439, 442, 446, 48.
- Of *venditione exponas*, 368.
- Of *venire facias*, 363.
- Writing paper, Value of, 25.
- Writing indented, 270.
- Writings obligatory, 4, 13, 14, 15, 17, 55, 73, 95, 96, 97, 146, 152, 154, 157, 161, 239, 259, 261, 273, 274, 276, 277, 278, 279, 321, 322, 363, 379, 381, 390, 394, 399, 400, 402, 408, 424, 425, 436, 450.
- Condition of, 152, 157-158, 161, 240, 261, 280, 364, 381, 399, 425.
- Denial of, 380.
- Wynne, Francis, 258.
- Wynne, John, 219; *see also* Table of Cases.
- Thomas, 155; *see also* Table of Cases.
- Yate, George, surveyor of Calvert County, 108, 231, 232; *see also* Table of Cases.
- Yeabesly, Thomas, merchant, of Plymouth, England; *see* Table of Cases.
- Yeates, Robert, Bristol, England merchant; *see* Table of Cases.
- Yeomans, John, 320, 348.
- Yore, James, 302, 311, 386; *see also* Table of Cases.
- Zachiah Swamp, Charles County, 205, 341, 446.

